

GOVERNMENT OF PALESTINE.

IN REPLY PLEASE QUOTE

DEPT. OF LAND SETTLEMENT,

No. Case 35/'Att11.

JERUSALEM.

18th March, 1942.

Crown Counsel.

Subject:- Land Settlement
Cases No.35 and
36/Att11.

Reference: Your C.C.39/1/3
of 16.3.1942.

Your file G.A.39/1/3 is

----- returned herewith.

Maun Burnett

DIRECTOR OF LAND SETTLEMENT.

S.

20 MAR. 1942

P.A.

20/3

G.A. 39/1/3.

FM

JERUSALEM

GOVERNMENT OF PALESTINE
CROWN COUNSEL

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C.C. 39/1/3

CROWN COUNS L'S OFFICE
JERUSALEM.

To : Director of Land Settlement. 16th March 1942.
Jerusalem

Subject:- Land Settlement Cases Nos. 35&36/Att11.

Reference: Your letter GP/5/17 Case No.1

I shall be glad to know how this matter
now stands.

*BU an 30/3
PA 16/3*

M. J. Hogan
CROWN COUNSEL.

ELL

GOVERNMENT OF PALESTINE.

IN REPLY PLEASE QUOTE

DEPT. OF LAND SETTLEMENT,

JERUSALEM.

No. GP/5/17

5th Feb. 1942.

Case No. 1.

GOVERNMENT OF PALESTINE

CROWN COUNSEL.

7 - FEB. 1942

G.A. 39/1/3.

JERUSALEM

Subject:- Land Settlement
Cases Nos. 35 and
36/Att1.

Reference: Your G.A. 39/1/3
of 4th Feb. 1942.

Your file No. G.A.
39/1/3 is still required
in this office in con-
nection with the re-hearing
of the above cases.

It will be re-
turned to you as soon as
the cases have been
settled.

Bu an 10/3

[Signature]

7 FEB 1942

DIRECTOR OF LAND
SETTLEMENT.

P.

EW

G.A. 39/1/3. -~~GRAM~~

44

February, 1942.

Director of
Land Settlement.

Subject: Settlement Cases Nos. 35 and 36/Attil.

Reference. My letter of the 8th December, 1941.

I shall be glad if you will furnish me with an early reply to my letter under reference.

M. J. Hogan
CROFT COMSTL.

/AR.

B.U.

on 14.2.42 P.A. 4/2.

G.M

9.A. 29/1/3.

Mr. Samma'an

Our file was
not returned to bank
yet

W. H. H.
/ 2/1.

W/H
on 21.1.42

G.S. 39/1/3.-9784 -

CROWN COUNSEL'S OFFICE
JERUSALEM.

8th December, 1941.

Director of Land Settlement.

Subject: - Settlement Cases Nos. 35
and 36/'Att11.

Reference: Your Case No.35/'Att11 of
2.12.41.

This office file No.G.A.39/1/3 is
forwarded herewith as requested.

The Land Court judgments referred to
are contained therein.

(Sgd.) M. J. Hogan

CROWN COUNSEL.

AS/AB.

P.A. 8/12.
P.A. 31/12.

GOVERNMENT OF PALESTINE.

IN REPLY PLEASE QUOTE

DEPARTMENT OF LAND SETTLEMENT.
JERUSALEM.

No. Case No. 35/'Attil.

URGENT.

2nd December, 1941.

Crown Counsel.



Subject:- Settlement Cases
Nos. 35 and 36/'Attil.

Reference: Your G.A. 39/1/3 of
6th July, 1939.

The above two cases have now
been set for re-hearing by the Settle-
ment Officer, Tulkarm Settlement Area.

I shall therefore be obliged if
you will send me at your earliest con-
venience your file No. G.A. 39/1/3 to-
gether with a copy of the judgment of
the Land Court in each case.

Lyndine

DIRECTOR OF LAND SETTLEMENT.

Copy to: Case No. 36/'Attil.

S.

*Ch. C.
Please send our
file. The judgments
appear to be on it
dis. H.*

6¹² July, 1939.

Commissioner for Lands and Surveys.

Subject :- Settlement cases Nos. 35
and 36.

Reference:- Your No.GP/5/17 - Case No.1
of 26.5.39.

There is nothing on record in this
office to show that the above two cases have
been heard.

From notes on our file, however, I
gather that the two cases were adjourned on
22.7.38 by arrangement with Mr. Pusey, Mr. Deeby
of the Lands Department undertaking to inform
the other side.

As we have not been appearing before
Settlement Officers for some time, you might
perhaps approach the Settlement Officer concerned
and possibly he could inform you.

(Sgd.) M. J. Hogan

CROWN COUNSEL.

P.A.

Monday

Please

see me

W. H.

C.C.

These two cases
 were adjourned on
 22.7.39 since due to
 some reason or other
 Mrs Deely of the last's
 Dep. undertaking to
 inform the other side
 (we please your
 note on the enclosed
 summons & parties)

As we ceased to
 appear before S. C.
 in ret. cases I think
 it is up to the Com. for
 Lands to enquire how

of the
 50
 1/2 and a date
 staff to the
 case
 7.5.39

GOVERNMENT OF PALESTINE

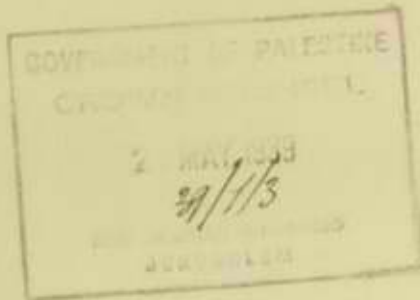
IN REPLY PLEASE QUOTE

No. GP/5/17-Case No.1

DEPARTMENT OF LANDS & SURVEYS,
JERUSALEM.

26th May 1939.

Crown Counsel.



Subject:- Settlement Cases Nos.
35 and 36.

Reference: Your letter No.G.A.39/1/3
dated 12th July 1938.

I shall be obliged if you will
let me know whether the above two cases
have been heard and if you will send me
copies of judgment.

L A/COMMISSIONER FOR LANDS
AND SURVEYS.

*Line 27/5.
Raim Bey
27/5*

Copy to GP/5/17-Case No.2.

/P



SUMMONS TO PARTIES

اعلان اخصام הודעה לצדדים

Settlement Area Yulkarm מטפה התוויה Block No. 7910/2, 7895/9 מס' הקטע
 Village 'Attul אזור הסודר Parcel No. 7906/21, 7900/22, 7902/9 מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור התוויה

בפני הפקיד המסדר

Attorney General's representative for L. Settlement

No. of action 36/'Attul מס' המסמט
 Name of Parties Muhal. Amin Muslih Salah שמות הצדדים

Take notice that the above action will be heard on

אמר את הצדדים המינה אלה שעתיד
להיות ידוע לך שהמסמט הנזכר לעיל יבורר ביום

Saturday the 23rd July, 1938, at 9 am
at the Settlement office at Yulkarm

that you are required to appear on that day

Date 6/7/38 התאריך

(Sgd.)



Clerk to the Settlement Officer

סופר למקיד המסדר

On _____ ביום

I _____ אני

repaired to the residence of the above named
and handed a copy of this notice to

עד דעית אל מכל סכני המזכור אלה ושלט נסחה מן זה האعلان אל
סרתי לביתו של הנזל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
השמש

Witnesses

الشهود
העדים

Recipient

المكان اليه
המקבל

IMPORTANT. Any alteration in this form must be initialled by the issuing officer.

תביעה مهم: אי תעביר יגברי פי هذا النموذج يجب ان يكون موقعا عليه باصاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של המקיד המוציא הודעה זו.



SUMMONS TO PARTIES

אعلان אخصام הודעה לצדדים

Settlement Area Yulkarm منطقة التسوية Block No. 7910/2, 7895/9 תורה القطعة
 Village 'Atil אזור הסדור Parcel No. 7906/21, 7900/22 מס' הגוש
 חכפר القرية מס' החלקה
 7902/9.

BEFORE THE SETTLEMENT OFFICER.

לدى مأمور التسوية

בפני הפקיד המסדר

Attorney General's representative for L. Settlement

No. of action 36/'Atil תורה القضية

Name of Parties Muhammad Amin Mushlih Salah מס' המשפט
 שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية المينة اعلاه ستعقد في
 לחי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Saturday the 23rd July, 1938, at 9 am.
 at the Settlement office at Yulkarm

that you are required to appear on that day

Date 6/7/38 التاريخ
 התאריך (Sgd.) B. S. (אמضاء)
 (החתמות)

Clerk to the Settlement Officer
 كاتب مأمور التسوية

On _____ في _____ أنا
 ביום _____ אני

repaired to the residence of the above named
 and handed a copy of this notice to

נדפעת אל מכל סכני המזכור اعلاه ושלח נסחה מן هذا الاعلان الى
 סרתי לביתו של הנזיל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
 השמש

Witnesses

الشهود
 העדים

Recipient

المكان اليه
 המקבל

IMPORTANT. Any alteration in this form must be initialled by the issuing officer.

תביע مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על המוסמך הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



SUMMONS TO PARTIES

اعلان اخصام הודעה לצדדים

Settlement Area Tulkarm منطقة القسوة Block No. 7906, 7894 تارة القطعة
 Village 'Attil اזור הסדור Parcel No. 8 13415 מס' הגוש
 القرية الحלקة מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור التسوية

בפני הפקיד המסדר

Attorney General's representative for L. Settlement

No. of action 33/Atil תורה הצדקה

Name of Parties Naim v Fayiz Hasan Naim al Mar'i מס' המשפט
 שמות הצדדים

Take notice that the above action will be heard on

אמר ان القضية المينة اعلام ستعقد في
 לחי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Saturday The 23rd July, 1938, at 9 am.
 at The Settlement Office at Tulkarm

and that you are required to appear on that day

ויבטחי حضورك في ذلك اليوم

Date 6/7/38 التاريخ
 (Sgd.) [Signature] (אמضاء)
 (החתימה)



On I בימים

repaired to the residence of the above named
 and handed a copy of this notice to

נד דעבט אל מכל סכני המזכור اعلام וסלט סכנה מן هذا الاعلان الى
 סרתי לביתו של חניל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
 השמש

Witnesses

الشهود
 העדים

Recipient

المكان اليه
 המקבל

IMPORTANT. Any alteration in this form must be initialled by the issuing officer.

תביע مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על הסוסם הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



SUMMONS TO PARTIES

اعلان اخصام הודעה לצדדים

Settlement Area Tulkarm منطقة التسوية Block No. 7906, 7894 ترة القطعة
Village 'Attil اזור הסדר Parcel No. 8 13415 מס' הגוש
القرية الحברה מס' القسيمة
מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור التسوية

בפני הפקיד המסדר

Attorney General's representative for L. Settlement
No. of action 33/Attil תורה القضية
Name of Parties Nimr & Fayiz Hasan Nimr al Mar'i מס' המשפט
اسماء الاخصام שמות הצדדים

Take notice that the above action will be heard on

اعل ان القضية المينة اعلاه ستعقد في
لأول مرة في يوم

Saturday The 23rd July, 1938, at 9 am
at The Settlement Office at Tulkarm في

and that you are required to appear on that day

ويقتضي حضورك في ذلك اليوم
وشحنك نדרش להופיע באותו يوم

Date 6/7/38 التاريخ (Sgd.) [Signature] (امضاء)
התאריך (החתימה)

Clerk to the Settlement Officer
סופר לפקיד המסדר كاتب מאמור التسوية

On I في
ביום אני

repaired to the residence of the above named
and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
سرتمى لبיתי من خنيل ومسرتمى العتקה مودعة هو ل

Process Server

البائس
الشخص

Witnesses

الشهود
العדים

Recipient

المعلن اليه
المقبل

IMPORTANT. Any alteration in this form must be initialled by the issuing officer.

تنبيه مهم : اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه .
חשוב - כל שנוי הנעשה על הטופס חות צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.

12th July, 1938.

Liquidator, Ottoman Agricultural Bank,
Department of Land Registration,
Jerusalem.

Subject:- Ottoman Agricultural Loans due
from (1) Nimr Hasan Nimr el Mer'i
(2) Fayeze Hassan Nimr el Mer'i
(3) Haj Mohd. Amin Salah of
Tulkarm.

The cases against the abovenamed persons are
fixed for hearing before the Land Settlement Officer
on the 23rd July at 9 a.m. at Tulkarm.

I shall be glad if you will arrange for someone
to appear on date and place specified above to give
evidence on the amounts due from the above persons
and to produce if necessary to the Court all the
documents necessary for the substantiation of Govern-
ment's claim.

(Sgd.) M. J. Hogan

A/SOLICITOR GENERAL.

IA/AK.

G.A. 39/1/3.

12th July, 1938.

Commissioner for Lands and Surveys.

Subject:- Settlement Cases Nos.
35 and 36 Attil.

I forward herewith a copy of a letter which
I have addressed to the Liquidator of the Ottoman
Agricultural Bank together with two summonses
issued by the Land Settlement Officer at Tulkarm.

I presume you will arrange for an officer
of your Department to represent Government in
these two cases. Should however this officer
require any help from this office I shall be glad
to render same to him.

(Sgd.) M. J. Hogan
A/SOLICITOR GENERAL.

IA/AK.

P.A.

GOVERNMENT OF PALESTINE.

Telephone No. 11.

Written from:-

LAND SETTLEMENT OFFICE,
GAZA SETTLEMENT AREA.

P. O. Box 12, GAZA.

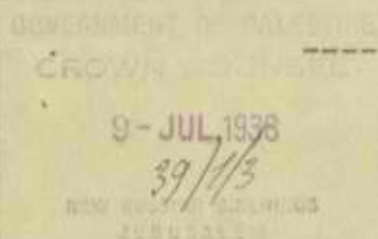
6th July, 1938.

In reply please quote:

No. Cases Nos:35 and 36/'Attil.

REGISTERED

Crown Counsel,
Attorney General's Office,
New Russian Buildings,
Jerusalem.



Subject :- Cases Nos:35 and 36/'Attil.

Reference:- Your G.A.39/1/3 of 31.5.38.

The above-mentioned cases have now
been set for re-hearing on the 23rd July,
1938, in *Julhuran*.

I enclose two summonses, in
duplicate, in the name of Attorney General's
Representative for Land Settlement, and
should be obliged if the duplicate copy of
each would be returned to me duly signed.

Entered in diary

[Signature]

SETTLEMENT OFFICER.

(*Julhuran Sett Area*)

11738
Lima off
Please see me
4/7/4

G.A.39/1/3.

31st May, 1938.

Mr. C. Pusey,
Settlement Officer,
Gaza.

Subject:- Cases Nos. 35 and 36 of 'Attil -
Tulkarm Sub-District.

Reference:- Your 35 and 36/Attil dated
17.3.38 addressed to the
Commissioner for Lands and
Surveys.

I shall be glad if you will fix the above
two cases for re-hearing at an early date.

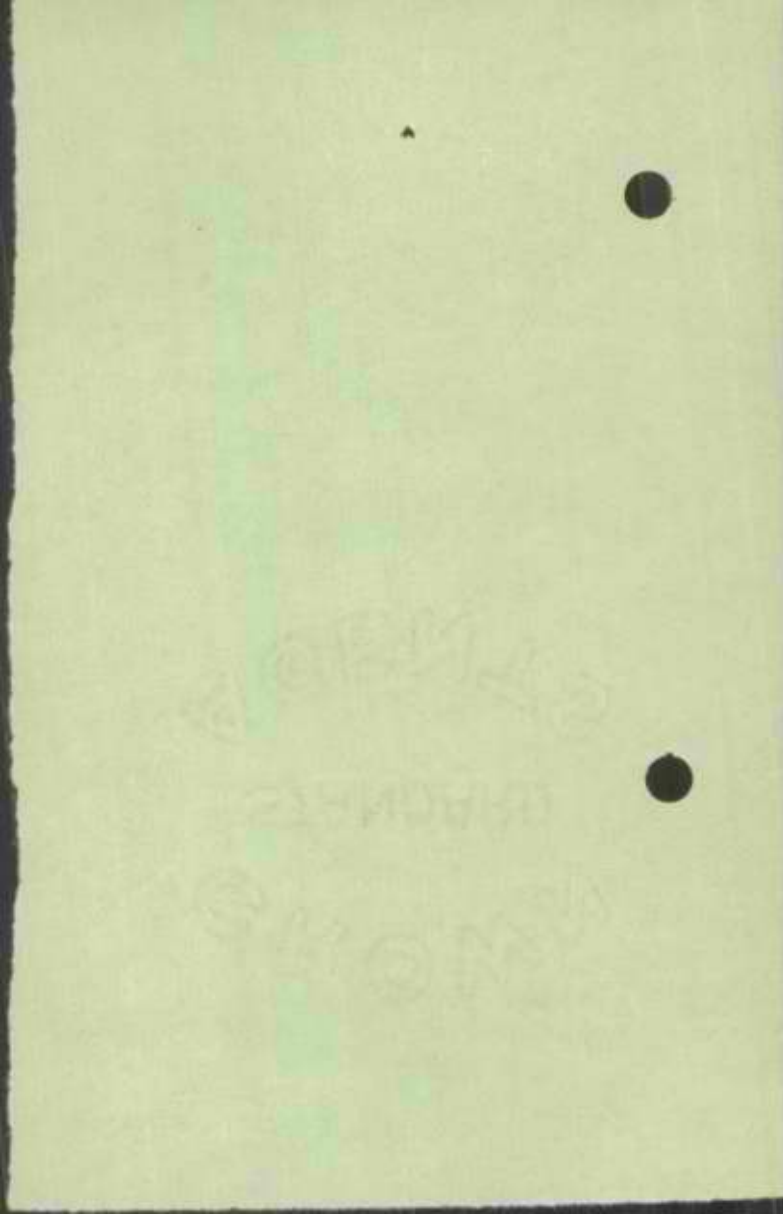
I do not propose to submit any pleadings
in writing before these cases are fixed.

(Sgd.) M. J. Hogan
CROWN COUNSEL.

27

II

Rec to R D C.
rather ref our
20/4



Proclamation re
Liquidation of the Emp. Ott. Ag. Bank
in Palestine dated March 1921

4. All Persons having any claim against the Bank shall within two months from the publication of this Proclamation lodge in writing full particulars of the said claim accompanied by all documents necessary with the Liquidator who shall have power to admit or compromise any claim all such claims not lodged with the Liquidator within the said period shall be null & void.

Sec. 2. All the property of the Bank whatsoever both immovable & movable and all rights & interests whatsoever in all property belonging to the Bank including books & documents shall as from the date of this Proclamation be vested in the Liquidator who shall have power to take & defend proceedings in the court on behalf of the Bank.



Telegram: "Justice,"

In reply please quote

No. 9/4/1 - 1144

THE DISTRICT COURT,

HAULUS

4th May, 1938.

7.5.38
G.A. 39/1/3

Crown Counsel,
Jerusalem.

Subject: Land Appeals 111/37 and 113/37.

Reference: Your G.A. 39/1/3 of 20th April, 1938.

I enclose herewith certified true copies of
the judgments delivered by the Land Court at Tulkarm
in the cases cited above, as requested.

Sh. S. Jaltadi
REGISTRAR

9.5.38
with 30
original cases
ref. 11

9 did

G.A. 39/1/3.

18th April, 1938.

Registrar,
District Court,
Nablu.

Subject:- Land Appeals 111/37 and 113/37.

I shall be glad if a
certified copy of the judgment of the Land Court
in the abovementioned cases may be forwarded to
me as soon as possible as I understand that these
cases were remitted back to the Settlement Officer.

(Sgd.) M. J. Hogan
CROWN COUNSEL.

P.A.

SS/AK.

Copy of
Judgment
of Land
Court.

W. W. © 1900

CHAS. W. W.

1900

1900

1900

GOVERNMENT OF PALESTINE

IN REPLY PLEASE QUOTE
No. GP/5/17

DEPARTMENT OF LANDS & SURVEYS,
JERUSALEM.



26th March 1938

Crown Counsel.

Subject: Cases Nos. 35 & 36 of
'Attil, Tulkarm S/D.

I attach herewith copy of a
letter received from the Settlement
Officer, in connection with cases
Nos 35 and 36 of 'Attil.

2. In these cases Government was
represented by members of your staff.

3. I should therefore be grateful
if you would submit your pleading direct
to the Settlement Officer as there is
nothing in my files or records to add
to the information already presented to
him by your representative during the
hearing of the case.

COMMISSIONER FOR LANDS
AND SURVEYS.

Copy to : Settlement Officer,
Tulkarm Settlement Area.

TN/EA.

30.3.38
36.
Ask officer
concerned to
see me
etc. J.H.

Cases 35& 36/'Att11.

C O P Y

LAND SETTLEMENT OFFICES
GAZA SETTLEMENT AREA
GAZA

17th March 1938

Commissioner for Lands & Surveys.

Subject: Cases Nos. 35 & 36 of
'Att11 - Tulkarm S/D.

/the.

These cases have been sent
back to me by/Land Court for re-hearing.
You have no doubt received copies of
the judgments of the court.

I should be glad to know
whether I may proceed to re-hear them
at an early date or if Government requires
more time to search old records and files.
If postponement is not necessary, I should
be grateful if Government's pleading could
be submitted to me in writing and copies
served on the advocate for the other parties,
to save time at the re-hearing.

3. May your reply please be sent to me
personally at Gaza.

(SGD) C. Pusey

SETTLEMENT OFFICER,
TULKARM SETTLEMENT AREA.



Evidence of Service

وصل تبليغ
 תעודת הודעה

File No. 17/111
 מספר המלך

COURT OF

בית משפט ה

Applicant for service

המבקש

Party to be served

המבקש

Documents to be served

המקבל

I hereby certify that I have been served
 with the documents mentioned above.

הנני מאשר שקבלתי את הנירות המפורטים לעיל

המורע אליו (המקבל) Recipient. המלך

Date

התאריך

I certify that on

I served the above-mentioned documents on

המקבל

הנני מאשר שביום

This

day of

19

19

من شهر

لחדش

في يوم

יום

Witnesses.

الشهود
 העדים

Process Server.

المباشر
 השמש

IMPORTANT. — Any alteration made in this form must be initialled by the issuing officer.

חשוב — כל שנוי על הטופס הזה צריך להיות חתום ע"י הקצין המוציא.

Nablus,
January 26, 1938.

Land Court of Nablus sitting
as a Court of Appeal

Appellant: Haj Mohammed Ameen Salah of Tulkarem.

Respondent: Government of Palestine as representing the Ottoman Agricultural Bank.

29.1.38
B.D. 39/1/3

Appeal from the judgement of the Land Settlement Officer of Tulkarem dated the 20th Sept., 1937, given in case No. 36/Attil.

Whereas leave to appeal has been granted to me by His Honour the president of the Land Court of Nablus in case No. 36/Attil served on me on the 21st/1/38, appeal is hereby lodged accordingly from the decision of the Land Settlement Officer, Tulkarem Settlement Area, dated 20th Sept, 1937, given in case No. 36/Attil in accordance with section 63 of the Land (Settlement of Titles) Ordinance on the following grounds:-

1. The question in issue in this case is whether parcels 7910/2, 7895/2, 7906/21, 7908/9 & 7909/35 have been mortgaged to the Ottoman Agricultural Bank or not?
2. The Government and His Worship the S.O. admitted that the alleged mortgage was made in year 1332 and was not registered in the Tabu. They say, that it was entered in a book of the Bank.

On this point we beg to submit that the only Department which has jurisdiction to execute a mortgage was, and still is, the Land Tabu Department. The law during the Ottoman Regime is found in Art. I ff. on the Law of Disposition of Immovable Properties dated 1331 & 1329 (Murr on Land Law p. 86). And Art. I ff. of the rules on Tabu Deeds dated 1276 (page 77). And Arts. 2 & 3 of the Law of Mortgage of Immovable Properties, dated 1331 & 1328 (P. 119).

Arts. 2&4 provide that the Ottoman Agricultural Bank is authorized to contract mortgages but subject to the general rules of law applicable to all other persons: Viz, the necessity of registration of such a mortgage in the Land Tabu as is provided by Art. 4.

The Government has not proved that the O. A. Bank was awarded at any time, the jurisdiction of a Land Registry. Even if we suppose that such reference is actually found in the original books of the Bank (although we deny such entry is by no means equivalent to a formal mortgage executed in the Land Tabu).

3. The documents produced by the Bank are merely a "Statement of Accounts" and a copy of an entry quoting "a sum of money and names of some localities" as regards to these entries we have to submit that :-

(A) As the original books bearing the signatures of the alleged mortgagors were not produced, it follows that a mere copy of them is not admissible and cannot be considered of proving anything.

B) (B) A mortgage cannot be presumed to exist unless its existence is proved by documentary evidence. The Government has not produced a document bearing the signatures of the applicant. Consequently it is quite clear that H. C. No. 27/30 (Law Reports p. 490) upon which His Worship the S.O. has relied on in his judgement is not applicable in this case as in that case a document was produced signed and admitted by the mortgagor. Even whether there was a contract of mortgage was not proved.

4. The Government and His Worship the S. O. admitted that the reference which appears in the extract of registration of the land as to the fact of the execution of the mortgage was made in 1930 and at the mere request of an Official of the Bank.

As this reference was not made with the consent and knowledge of the alleged mortgagors it has no value in law. The Land Registrar and the Official of the Bank acted without proper authority and consequently their acts are legally void and ab initio.

5. The Government's claim should not have been heard as its claim is barred by prescription. For, there elapsed a period of much more than 10 years (in as much as it relates to Miri Land) or 15 years (As regards civil debts) from the date of the alleged mortgage i.e. 1332, and the date of Government's claim. We have denied and still do deny the debt, the mortgage, and the whole claim of the Government.

On this point His Worship the S.O. has acted on the authority of case H. C. No. 27/30 (P. L. R. p. 490) in which it was held:- that no prescription does run against a mortgage. In reply to this it is submitted, that His Worship appears to have not noticed the important difference existing between that case and this present one. For, in that case the debt, mortgage, mortgagor, and identity of the land mortgaged was proved by a document signed and admitted by the mortgagor, while in this present case nothing of the kind was so proved.

Had the mortgage claimed in this case been registered in the Tabu, and had it been proved that it was made by the present applicant and upon the parcels in dispute- then the matter, we admit, would be otherwise.

In the commentary of Baz on Art. 1662 of the Mejlle there appears the report of the Mejlle Committee which says that prescription does run against Government's claims, and the Officials at negligence have to sustain Government's losses.

For the above mentioned reasons it is prayed that judgement be given that the Government's action cannot be heard as it was barred by prescription and should have been dismissed, in the alternative, it is prayed that a date be fixed and hear this appeal in open court and allow me to furnish my evidence and judgement be given setting aside the judgement of the S.O. and judgement be entered in my favor.

I have the honour to be,
Yours Honour's
Most obedient servant.

[Handwritten signature]



Main Bay

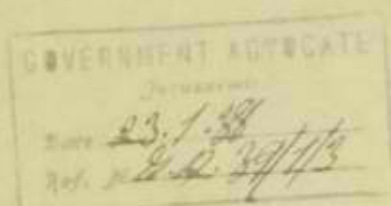
I am not quite certain whether the fact of the mortgage was entered on the Kustan or only in the Bank Books. If entry of it was only in the Bank books with no reference to the land & its location then I think this appeal would be successful. Won't you think we should ask for the file of the case?

Shushri
24/1.



Evidence of Service

وصل تبليغ
تعودت הודעה



File No. ١١٢/٧
نمرة الملف
مספר החק

COURT OF

١٠ في نابلس استئناف
محكمة

Applicant for service

مرد و طائر ولدی صہ عز المری
طالب التبليغ

Party to be served

مکومة فلهجه عہ البک الزمائی القمانی (کای التکوتة فی القدس)
دورس ההודעה (השולח)
المطالوب تبليغ
המורע אליו (המקבל)

Documents to be served

صورة لائحة استئنافه مؤرخ ٢٧/١٢/١٩
نوع الاوراق
סוג הנירות

I hereby certify that I have been served
with the documents mentioned above.

تاريخه تبليغ الاوراق المذكورة اعلاه
הנני מאשר שקבלתי את הנירות המפורטים לעיל

Recipient. (המקבל) المبلغ اليه

Date

التاريخ
תאריך

I certify that on

I served the above-mentioned documents on

سلط الاوراق المذكورة اعلاه الى
مסרתי את הנירות הנזכרים לעיל ל

אתת אני في يوم
הנני מאשר שביום

This

day of

19

١٩

19

من شهر
לחדש

في يوم
יום

Witnesses.

الشهود
העדים

Process Server.

المباشر
השמש

IMPORTANT.— Any alteration made in this form must be initialled by the issuing officer.

تنبيه مهم: — يجب التوقيع على أي تغيير يحدث في هذا النموذج من الأمور الصادر منه.
חשוב — כל שנוי על הטופס הזה צריך להיות חתום ע"י הקצין המוציא.

copy for service

Land Court of Nablus sitting
as a Court of Appeal

GOVERNMENT
Date 23-1-38
Ref. No. 2237/13

Appellants:- (1) Nimer Hasan Nimer Al Mer'i
(2) Fayiz " " " "

Respondent Government of Palestine as representing the
Ottoman Agricultural Bank.

Appeal for the judgement of the Land Settlement Officer
of Tulkarem dated 11/9/37 given in Case No. 35/Att11

Whereas leave to appeal has been granted to us of His Honour the
President of the Land Court, Nablus, in case No. 35/Att11 served on me on
the 12/1/38, appeal is hereby lodged accordingly from the decision of the
Land Settlement Officer, Tulkarem Settlement Area, dated the 11/9/37, given
in Case No. 35/Att11 in accordance with section 63 of the Land (Settlement of
Titles) Ordinance on the following grounds:-

I. The principle issue in this case is whether parcels 7894/13, 7894/15
& 7906/8 were formally mortgaged by the applicants to the Ottoman Agricultural
Bank or not?. The Government and S.O. admitted that:-

(A) That Hasan Nimer Al Mer'i and Nimer Ibn Said Faris Girab and not
the applicants are the alleged mortgagors (see the copy in Arabic). No order
of succession was produced to prove that the alleged Hasan Nimer is the
predecessors of applicants, but the S.O. says that the applicants are apparently
the sons of the registered owner...; a presumption is not sufficient in law
for a judgement, specially in the face of the great differences between f.r.
Nimer Ibn Said Faris Girab (The alleged mortgagor) and Nimer and Fayiz Hasan
Nimer Al Mer'i (the applicants). Thus on the question of identity of mort-
gagors Government's claim should have been dismissed.

(B) That the applicants are not the registered owners of the localities
alleged to have been mortgaged, nor were these localities even registered

in the name of the alleged mortgagors, (i.e. Hasan Nimer Mer'i & Nimer Said Faris Girab), but were registered in the name of one Nimer Mer'i and Nimer Mer'i Al Hasan, or in other words was admitted that the mortgagors were not the proprietors of the land on the date ^{when} of the alleged mortgage was made. On this ground it is also submitted that Government's claim should have been dismissed, for, no mortgage can be legally affected without the existence of the land at the time of the mortgage in the name of the mortgagors and it was even not registered in their names.

(C) It was also admitted that applicants never borrowed money from the Ottoman Agricultural Bank. How can they establish a mortgage without the existence of a debt, we cannot tell.

(D) No evidence was produced to the effect that the land named in the books of the Bank represent the parcels in dispute. Thus the identity of the land was not proved; and on this ground His Worship the S.O. dismissed Government's claim in Case No. 87, 88, 889 and 90/Attil.

On the whole, the four essential elements for alleged mortgage are lacking in this case and the non-existence of one of them is sufficient in law for the dismissal of the present claim.

2. The Government and His Worship the S.O. admitted that the alleged mortgage was made in year 1332 and was not registered in the Tabu. They say, that it was entered in a book of the Bank.

On this point we beg to submit that the only Department which has jurisdiction to execute the mortgage was, and still is, the Land Tabu Department. The law during the Ottoman regime is found in Art. I ff. on the law of disposition of immovable properties dated 1331 and 1329 (Murr on Land Law page 86). And Art. I ff. of the rules on Tabu Deeds dated 1276 (p. 77). And Arts. 2 & 4 of the Law of Mortgage of Immovable Properties dated 1331 and 1328 (p. 119).

Arts 2 & 4 provide that the Ottoman Agricultural Bank is authorized

to contract mortgages but subject to the general rules of Law applicable to all other persons: Viz, the necessity of registration of such a mortgage in the Land Tabu as is provided by Art. 4.

The Government has not proved that the O. A. Bank was awarded at any time, the jurisdiction of a Land Registry, even if we suppose that such reference is actually found in the original books of the Bank(although we deny it) such entry is by no means equivalent to a formal mortgage executed in the Land Tabu.

3. The documents produced by the Bank are merely a "Statement of Accounts" and a copy of an entry quoting "a sum of money and names of some localities" as regards to these entries we have to submit that:-

(A)As the original books bearing the signatures of the alleged mortgagors were not produced, it follows that a mere copy of them is not admissible and cannot be considered of proving anything.

(B)A mortgage cannot be presumed to exist unless its existence is proved by documentary evidence. The Government has not produced a document bearing the signatures of the applicants. Consequently it is quite clear that H. C. No. 27/30(Law Reports p. 490) upon which His Worship the S.O. has relied on in his judgement is not applicable in this case as in that case a document was produced signed and admitted by the mortgager. Even whether there was a contract of mortgage was not proved.

4. The Government and His Worship the S.O. admitted that the reference which appears in the extract of registration of the land as to the fact of the execution of the mortgage was made in 1930 and at the mere request of an Official of the Bank.

As this reference was not made with the consent and knowledge of the alleged mortgagor it has no value in law. The Land Registrar and the Officials of the Bank acted without proper authority and consequently their acts are

legally void ab initio.

5. The Government's claim should not have been heard as their claims are barred by prescription. For, there elapsed a period of much more than ten years (in as much as it relates to Miri Land) or 15 years (as regards civil debts) from the date of the alleged mortgage i.e. 1332, and the date of Government's claim. We have denied and still do deny the debt, the mortgage, and the whole claim of the Government.

On this point His Worship the S.O. has acted on the authority of case H. C. No. 27/30 (P. L. R. p. 490) in which it was held:- that no prescription does run against a mortgage. In reply to this it is submitted, that His Worship appears to have not noticed the important difference existing between that case and this present one. For, in that case the debt, mortgage, mortgagor and the identity of the land mortgaged was proved by a document signed and admitted by the mortgagor, while in this present case nothing of the kind was so proved.

Had the mortgage claimed in this case been registered in the Tabu, and had it been proved that it was made by the present applicant and upon the parcels in dispute- then the matter, we admit, would be otherwise.

In the commentary of Baz on Art. 1662 of the Mejlle there appears the report of the Mejlle Committee which says that prescription does run against Government's claims, and the Officials at negligence have to sustain Government's losses.

For the above mentioned reasons it is prayed that judgement be given that the Government's action cannot be heard as it was barred by prescription, in the alternative, it is prayed that a date be fixed and hear this appeal in open Court, and allow me to produce my evidence set aside the judgement of the S.O. and judgement be given in my favor.

I have the honour to be,

Your Honour's

Most obedient servant.

19/11/37.

نمروفايز وادي حسن نمر المرعي من عتيل

بسم الله الرحمن الرحيم

REGISTRAR NABLUS.

FEES RECEIVED

19 JAN. 1938

14.492

بسم الله الرحمن الرحيم

GOVERNMENT OF PALESTINE.

Telephone No.: 1157

In reply please quote:
No. 36/'Att11.

LAND SETTLEMENT OFFICER,

~~SETTLEMENT AREA~~

P.O.B. 486, Jaffa.

17th September 1937

Government Advocate,
Jerusalem.



Subject:- Case No.36/'Att11.

The hearing of this case was to have been resumed in Jaffa to-day, but I have received a message from your office by telephone to the effect that Shukri Eff. Selameh, who represents Government, is unable to attend owing to illness and no one can be sent to replace him.

2. I have decided to adjourn the hearing till Wednesday the 22nd inst. at Tulkarm at 10.0 a.m., as the defendant in the case has another case before me on that date in Tulkarm.

CP/EJ.

SETTLEMENT OFFICER.

في محامه مرزوقه ايضا الحوزه
بضمير الاشارة

المناقصه : جميع عده نخله من الرامى وعده صين نخله من الرامى .
المناقصه عليه : المحه العام

٤٧
 ٤٩
 ماورئي حده مع عفا اقرانه تاريخ ٤٩
 انا نحن قد مع - بطا عن الاثمة الحنا نضمة شفا له بطوق حصى حيرت
 نضمة من سلولا المدة بقة اشهر
 وبيان هذا اقم بحرف حقوقا ومخالف للقانون مبينا لنا نضمة عن المدة
 القانونيه مبينة الالبيات الآتية اقرمه لفتح الحق

اقم الحنا نضمة
 GOVERNMENT ADVOCATE
 Jerusalem
 Date 2.9.37
 Ref. 10.2.17

ان القدر العادة تنى حكمة صلح عكا نقض بهدم بيت حجر وقدره من خذله
كان المفروض فيه ان لا يصدر قبل ان تقضى الحجة فيه كافيته للدفاع
وام نقطه في الدفاع هي انكف الحس من طرف مرندس ومن مراجع الضبط
تتبع بكماله الحوزة اني طلبت انكف ولكن الحجة لم تسع الى طلبة فليتب
يجوز اننا حكمة صلح عكا ان نأمر بهدم بيت حجر ان ترى وضعية الدار
والطريقه والبساتين واللا يكون خطرا على مصالح الجمهور ان يلقى الحاكم
بمراعاة افادة الناس من الاتحاح حتى نأمر بهدم البساتين

 $\therefore \angle 1 = \angle 2$ ω

ولكن انما اُتيه على الطريقة بن يوسف بن زبيدة الطريقة أي سبب التعمار المقرر
عدم سبب الطريقة يوسف عمارة حافظة جامع برك واقفة .
وانما الجلب التفت مع هذه المرح لتبنيها الخاصة تحت اقول وعندكم
أيوا الخاصة أن تقرر عدم تحت القوة التي صدرت ضدنا لأن
المتأخرين لا يرضى عقوبة في مثل هذه الحالة . لأنني أكره ضا
أن لا أكون على الطريقة بن يوسف بن زبيدة وأن ضد البناء قائم

رابعاً :

ولا يجوز لعدم بني دهمجوبيا عن الطريقه بالعماره المتعارفين وكذلك
الفتوة برابطنا لكفالة من يكون لمدة ستة أشهر غير حق
أن تحامد مع عكا لم تكفي فقط لعدم إجابة طلبنا في التفتي على البيت
والطريقه بن الزا أيضاً رفقت سماع رفاعنا وشراقتنا وشهودنا
هذه الأسباب جميعاً نطلب تباع صوره من لاحتساب للمالكين وتدفعه الأوراق
وبالنسبة أعلمنا القرار بفتح شتم حكمة مع عكا وأعدون بإثباته جديره قول
فألوه الاقترام ١٠/٢/٤١

عبدالله عدا
١٥

عبدالله عدا
١٥

Fee paid and stamps affixed to original	
No.....	Date.....
استوفيت الرسوم والمق الطابع على الأصل	
٩٢٦	٩٢٧/٨/٤
Depot	
	

GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

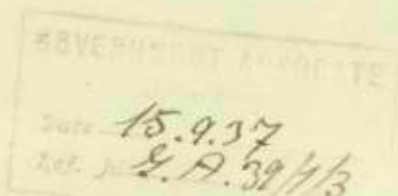
No. 85'Att11.

LAND SETTLEMENT OFFICER,
SETTLEMENT AREA

P. O. BOX 486, Jaffa.

10th September 1937

Attorney General,
Jerusalem.



Subject:- Case No.85/'Att11

Herewith a copy of my decision
in the above mentioned case.

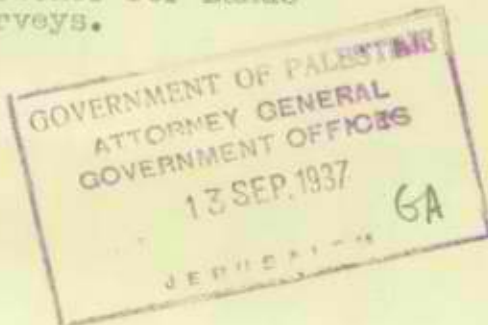
A handwritten signature in dark ink, appearing to be "A. H. ...".

SETTLEMENT OFFICER.

Copy to:

Commissioner for Lands
and Surveys.

/EJ.



Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- Government of Palestine.

Defendant:- Kamal ad-Din 'Umar Sa'id 'Arafat.

Parcel in dispute:- 7903/12.

DECISION.

Government claimed that the share in the parcel in dispute which the defendant obtained from Muhammad Mustafa Abu Zayida in 1333^{Male} was mortgaged to the Ottoman Agricultural Bank in 1344. This may well have been the case, but it is clear that no entry regarding the mortgage was made in the Land Registers at the time, and the defendant obtained clear registration in his name when he purchased from the alleged mortgagor in 1333. In these circumstances, the Government claim has been withdrawn, and I accept the withdrawal and decide that the parcel shall be registered in the name of the defendant.

2. No order as to costs or hearing fees.

3. Decision, notified to the defendant in person at 'Attal on 8.9.37. A copy of this decision is to be sent to the Attorney General.

[Signature]

LAND SETTLEMENT OFFICER.

no appeal

GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 86/'Attil.

LAND SETTLEMENT OFFICER,
SETTLEMENT AREA

P. O. BOX 486, Jaffa.

10th September 1937

Attorney General,
Jerusalem.

Subject:- Case No. 86/'Attil.

Herewith a copy of my decision
in the above mentioned case.

[Signature]
SETTLEMENT OFFICER.

Copy to:
Commissioner for Lands
and Surveys.

/EJ.



Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine.

Defendants:- 1) Nimr Barakat Yasin al 'Ammus.
2) Ahmad Barakat Yasin al 'Ammus.

Parcel in dispute:- 7900/36.

alright

DECISION.

Government claim ownership of the parcel in dispute, the claim being based on a registration of a masha' share in the name of the Ottoman Agricultural Bank in 1344 Mali. The registration in favour of the Bank may have some connexion with the parcel and also with the lands adjoining it, but I am satisfied that Government has had no possession of the parcel in dispute certainly during the period of 10 years immediately preceding the date this action arose. The only item of evidence in favour of Government was given by the Mukhtar who stated that he heard some years ago that Government had leased a share in the lands to a person of another village and that the year ^{of} the lease was "perhaps" after the war. He had no personal knowledge of this lease; on the contrary, he swore that the defendants and their father before them had had possession of the parcel for the last 20 years, to ~~this~~ knowledge.

2. I decide that the claim of Government is now barred by lapse of time under Article 20 of the Land Code, ^{and} I dismiss Government's claim. Under Section 51 of the Land (Settlement of Title) Ordinance, the defendants are entitled to be registered as the owners of the parcels, and I decide that they shall be so registered - half to

Continued.



STANDARD
AGENTS

STANDARD
AGENTS

STANDARD
AGENTS

STANDARD
AGENTS



each. The attachment which they have admitted in their claim will also be registered.

3. No order as to costs and no hearing fees.

4. Decision notified to defendant 1 in person at Attil on 9.9.37. A copy of this decision is to be sent to the Attorney General.



LAND SETTLEMENT OFFICER.

CROWN
STANDARD
AGENTS

CROWN
STANDARD
AGENTS

GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. Case No. 84/'Attil.

LAND SETTLEMENT OFFICER,
SETTLEMENT AREA.

P. O. BOX 486, Jaffa.

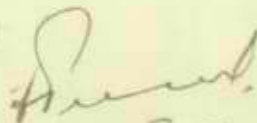
10th September 1937

Attorney General,
Jerusalem.

15.9.37
S.D. 39/4/3

Subject:- Case No. 84/'Attil.

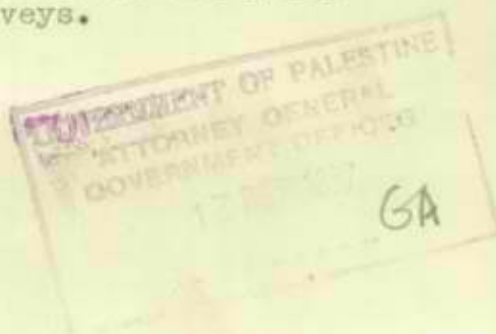
Herewith a copy of my decision
in the above mentioned case.



SETTLEMENT OFFICER.

Copy:
to Commissioner for Lands
and Surveys.

/EJ.



THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
JANUARY 1950

TO THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF CHICAGO

FOR THE PURPOSE OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
JANUARY 1950

FOR THE PURPOSE OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
JANUARY 1950

FOR THE PURPOSE OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
JANUARY 1950

FOR THE PURPOSE OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
JANUARY 1950

FOR THE PURPOSE OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF CHICAGO

Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine

Defendants:- 1) Halima 'Abdallah 'Abd al Mallāk
2) Fatma 'Abd Ahmad al Mallāk

Parcel in dispute:- 7910/21.

In order.

DECISION.

Government claim that a share in this parcel equal to 5 dunums is registered in the name of Salih Mustafa Abu Zayida and is mortgaged to the Ottoman Agricultural Bank under mortgage No.927, vide entry in existing land registers. The Government representative has stated that if it is found that the defendants are entitled to be registered as the owners of the whole parcel Government will not object to their being so registered provided that a share in the parcel equal to 5 dunums shall be part security, together with other lands mortgaged at the same time, for the repayment of the mortgage.

2. On behalf of the defendants, it has been confirmed that an area of 5 dunums was registered in the name of Salih Mustafa Abu Zayida but it is stated that the defendants did not obtain the 5 dunums direct from that person, and they know nothing of the mortgage.

3. I decide that the parcel shall be registered in the names of the defendants as claimed by them, but that an entry shall be made in the registers to the effect that a share, equal to 5 dunums, is mortgaged with other lands to the Ottoman Agricultural Bank under mortgage No. ⁹²⁷~~925~~, vide entry in existing land registers under Nos.163 to 186



/Inclusive of

inclusive of August, 1293.

4. No order as to costs or hearing fees.
5. Decision notified to representatives of the defendants at 'Attil on 8.9.37. A copy of this decision is to be sent to the Attorney General.

[Signature]

LAND SETTLEMENT OFFICER.

GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. Case No. 82/'Attil.

LAND SETTLEMENT OFFICER,
SETTLEMENT AREA.

P. O. BOX 486, Jaffa.

10th September 1937

Attorney General
Jerusalem.

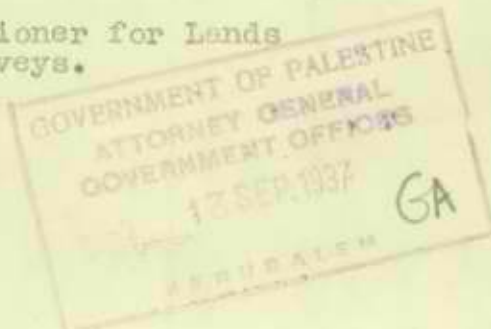
Subject:- Case No. 82/'Attil.

Herewith a copy of my decision
in the above mentioned case.


SETTLEMENT OFFICER.

Copy to:
Commissioner for Lands
and Surveys.

/EJ.



TO THE HONORABLE
MEMBERS OF THE
HOUSE OF REPRESENTATIVES
IN SENATE
WASHINGTON, D. C.

JOSEPH C. ...
JANUARY 1900

RECEIVED JAN 10 1900

THE ABOVE ...
...

RECEIVED

COPIES TO:
...

Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiffs:- 1) Kāmila Mahmud al Mak-hūl
2) Ahmad Salih Mustafa Abu Zāyida
3) 'Umar Salih Mustafa Abu Zāyida
4) Bakr Salih Mustafa Abu Zāyida
5) Khadija Salih Mustafa Abu Zāyida
6) Anna Salih Mustafa Abu Zāyida

Defendants:- 1) Salah ad-Din Muhammad-Amin Salah
2) Muhammad-Amin Muslih Salah

Third Party:- Government of Palestine.

Parcels in dispute:- 7894/25 and 7894/26.

D E C I S I O N .

The plaintiffs have admitted having no possession since their father died in 1916, and have stated that they are satisfied that their father, under whom they claim, did sell the parcels in dispute and in these circumstances they withdraw their claim. I accept their withdrawal. It has been admitted on behalf of the defendants that an undivided share of one-quarter in each of the parcels in dispute is security for the Ottoman Agricultural Bank Mortgage No. 927, originally made between the Bank on the one hand and Salih Abu Zayida and his brother Muhammad on the other, but that all the other lands originally mortgaged by the said Salih and Muhammad are also security for the repayment of the mortgage.

2. I therefore decide that the disputed share of one-quarter in each of the parcels in question shall be registered in the names of the defendants (which will give them the ownership of the whole of each parcel since their claim to the other $\frac{3}{4}$ is undisputed), and that an entry shall be made in the registers against each

/parcel to

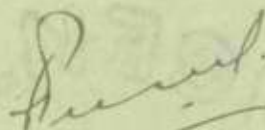


parcel to the effect that an undivided share of one-quarter of each is mortgaged to the Ottoman Agricultural Bank, together with all other lands shown in the list submitted by Government, vide entries in the existing Land Registers under Nos. 163 to 186 inclusive, of August, 1293.

3. As all issues have been settled in this case, Case No. 50/'Attıl in which Government is a plaintiff (claiming the mortgage) will not now be heard.

4. No order as to costs and no hearing fees.

5. Decision notified to plaintiffs in person, to advocate for defendants, and to the Government representative, at 'Attıl on 8.9.37. Copy of this decision to be sent to the Attorney General.



LAND SETTLEMENT OFFICER.

GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 53/'Att11.

LAND SETTLEMENT OFFICER,
SETTLEMENT AREA

P. O. BOX 486, Jaffa.

10th September 1937

Attorney General
Jerusalem.

RECEIVED BY ADVOCATE
15.9.37
Ref. No. E.P. 39/1/3

Subject:- Case No. 53/'Att11.

Herewith a copy of my decision
in the above mentioned case.

[Signature]
SETTLEMENT OFFICER.

Copy to:
Commissioner for Lands
and Surveys.

/EJ.



Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine.

Defendant:- Muhammed Amin Muslih Salah.

Parcel in dispute:- 7900/35

(Note: Parcel 7900/35 in this case claimed to be owned by Government. In case No. 36/'Attil the same parcel is claimed by Government to be mortgaged to the Ottoman Agricultural Bank.)

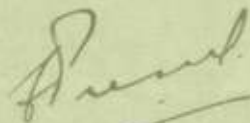
DECISION.

In this case the Government claim to ownership has been withdrawn because in case No. 36/'Attil Government claims that the same parcel is mortgaged to the Ottoman Agricultural Bank.

2. I accept the withdrawal and decide that the parcel in dispute shall be registered in the name of the defendant. No decision is here given on the question of the mortgage, as that is being dealt with in case No. 36/'Attil.

3. No order as to costs or hearing fees.

4. Decision notified to advocate for defendant at 'Attil on 9.9.37. Copy of this decision to be sent to the Attorney General.



LAND SETTLEMENT OFFICER.

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GOVERNMENT OF PALESTINE.

Telephone No. 1157

LAND SETTLEMENT OFFICER,

SETTLEMENT AREA

In reply please quote:

No. 33/'Att11

P. O. BOX 486, Jaffa.

13th September 1937

Attorney General
Jerusalem.

GOVERNMENT OF PALESTINE
ATTORNEY GENERAL
GOVERNMENT OFFICES
16 SEP 1937 GA

Herewith a copy of my decision
in the above mentioned case.

GOVERNMENT OF PALESTINE

Date 16.9.37
By M. S. A. 27/1/3

[Signature]
SETTLEMENT OFFICER.

Copy to:

Commissioner for Lands
and Surveys.

/EJ.

2-5/11/37
any appeal
24/9/37
Issa eff
I do not intend
any appeal.
24/9

THE STATE OF NEW YORK
IN SENATE
January 10, 1907
REPORT
OF THE
COMMISSIONERS OF THE LAND OFFICE
IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE
MAY 17, 1906

ALBANY:
J. B. LANE, PRINTER.
1907.

IN THE ABOVE MENTIONED CASE,
THE COMMISSIONERS OF THE LAND OFFICE
HAVE THE HONOR TO REPORT THAT

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HAS THE HONOR TO REPORT THAT
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HAS THE HONOR TO REPORT THAT

Before the Settlement officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine

Defendants:- 1) Salih Yasin Hamdan
2) Muhammad Hamdan Yasin
3) Yasin Hamdan Yasin

Parcel in dispute:- 7890/9 (P.P.No. 7890/12).

D E C I S I O N .

In this case, Government originally claimed that the parcel was mortgaged to the Ottoman Agricultural Bank by one Hamdan bin Musa in 1309. The claim was supported by an extract of Tabu in respect of two entries in the land registers - (1) the registration of a share in the name of Hamdan Mustafa (not Musa) under No.124 in the year 1288, Vol.44 Daimi, in Raml ash Shamsaliya locality which is marked to the effect that it is mortgaged to the Agricultural Bank; and (2) the registration of a transfer (no share stated) from name of Hamdan bin Musa to the Ottoman Agricultural Bank on 21/12/1309, under No.21, but the name of the locality is not given.

2. I allowed an adjournment to enable the Government representative to search Government records for further information, with the result that he asked leave to change Government's claim to one of ownership instead of mortgage, the claim to a mortgage being abandoned because there was no trace in the books of the Bank of any mortgage being due from Hamdan bin Mustafa.

3. Now the defendants admitted in their claim that the parcel was registered in the name of Hamdan Mustafa so that the first entry on the Government extract might have applied to it, as the parcel is in Raml ash Shamsaliya /locality;

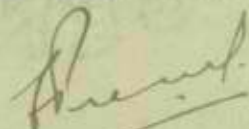


locality; but there is no trace of any mortgage being outstanding against Hamdan Mustafa, hence it would not have been possible to admit the claim for mortgage even if it had not been withdrawn.

4. In regard to the proposed change of claim to one of ownership, in which Government relied on the 2nd entry in the extract referred to above, there are three objections: (1) the transferee is Hamdan Hussa, and not Hamdan Mustafa under whom defendants claim; (2) no locality is given in the extract but I am satisfied from other particulars that the locality is Raml al Wasta, and therefore not applicable to the parcel in dispute which is in Raml ash Shamaliya; and lastly (3) the defendants were long ago given ownership of the parcel as heirs of the registered owner and the only dispute before me is in respect of the mortgage. In these circumstances the claim of Government is dismissed. I would add that I think more care should have been exercised in submitting the claim. The Government representative has been given a hopeless task to plead it.

5. No order as to costs or hearing fees.

6. Decision notified to the defendants at 'Attil on 11.9.37, and a copy of this decision is to be sent to the Attorney General.



LAND SETTLEMENT OFFICER.



GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 37/'Attil.

LAND SETTLEMENT OFFICER,
SETTLEMENT AREA

P. O. BOX 486, Jaffa.

17th September 1937

Attorney General,
Jerusalem.

Subject:- Case No. 37/'Attil.

Herewith a copy of my decision
in the above mentioned case.

[Signature]

SETTLEMENT OFFICER.

Copy to:

Commissioner for Lands
and Surveys.

In order.

/EJA

GOVERNMENT ADVOCATE

Jerusalem

Date 22.9.37.
Ref. JA GA. 39/1/3.

GOVERNMENT OF PALESTINE
ATTORNEY GENERAL
GOVERNMENT OFFICES

21 SEP. 1937

JERUSALEM

GA

THE UNITED STATES OF AMERICA
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

WYOMING
COUNTY OF WYOMING
TOWNSHIP OF WYOMING

Section 36, T. 14 N., R. 10 E., S. 10 W.,
Range 10 East, Township 14 North,
County of Wyoming, State of Wyoming.
The following is a true and correct
copy of the original record of the
survey of the above described land,
as the same appears in the records
of the Surveyor General's Office,
Department of the Interior, at
Washington, D. C.

Surveyed and returned to the
Department of the Interior, at
Washington, D. C., this 1st day of
January, 1900.

Surveyed and returned to the
Department of the Interior, at
Washington, D. C., this 1st day of
January, 1900.

Surveyed and returned to the
Department of the Interior, at
Washington, D. C., this 1st day of
January, 1900.

Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine.

Defendants:- 1) Muhammad Hasan Hamad
2) Fatma Hasan Hamad
3) Anna Hasan Hamad
4) Muhammad 'Abd al Fattah Ag'ad al Madani
5) Nimr Mas'ud Muhammad Kharbat
6) Maryam Muhammad Mustafa Abu Khalil
7) Muhammad Rashid Muhammad Salih

Parcels in dispute:- 7914/5, 16 & 17
7907/47, 50 & 55

DECISION.

Government claim that the parcels in question were mortgaged to the Ottoman Agricultural Bank by Rashid Muhammad Mustafa 'Attili and Sa'id Najib al 'Attili in 1344 (Mali), vide entries in the property register of the Bank and in the land registry.

2. It was found, however, that entry No.17 in the land registry on which Government relies was transferred officially to defendant 4 in 1330 (Mali), who in turn had transferred part of the land unofficially to defendants 1, 2 & 3. The Government claim against these 4 defendants was therefore withdrawn. Defendant 4 was able to obtain a clear title, apparently, on account of no entry having been made in the land registers at the time of the mortgage, hence the mortgagors were able to transfer to him without opposition.

3. Defendant 5 on behalf of himself and his partner (defendant 6) admitted that the registration under which Government claim referred to their parcel, but denied any knowledge of the mortgage, their right of ownership having been obtained by unofficial transaction, partly in 1911 and partly in 1921, vide documents of sale produced.

Defendant 7 denied all knowledge of the mortgage

/or that the



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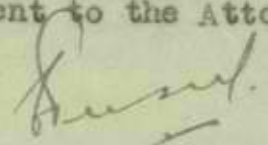
or that the entries in the Land Registry of which Government relies applied to his parcels, although he had admitted in his claim that the lands were registered in the names of the same persons stated by Government to be the mortgagors and registered owners. In this instance it was therefore necessary to call evidence to prove that the registrations relied on by Government did apply to his parcels, and I am satisfied that they do apply.

5. In view of Government's withdrawal, the parcels claimed by defendants 1, 2, 3 & 4 will be registered in their names as claimed by them, by virtue of registration of defendant 4 and his renunciation to defendants 1, 2 & 3, and no entry regarding the parcels being mortgage will be made.

6. Defendants 5, 6 & 7 will also be registered as the owners of the parcels claimed by them on grounds of possession under section 51 of the Land (Settlement of Title) Ordinance, but in each case an entry will be made to the effect that these parcels are mortgaged to the Ottoman Agricultural Bank with other lands, under mortgage No. 913, vide entries in existing land registers under Nos. 14 - 16, 18 - 24, & 40 - 42 dated Tishrin Awwal, 1314, Daimi.

7. No order as to costs. As defendant 7 is the only one who denied everything and caused this case to be heard, he alone will pay hearing fees of 250 mils.

8. Decision notified at 'Attil to Defendants on 14.9.37. A copy of this decision to be sent to the Attorney General.


LAND SETTLEMENT OFFICER.



1. The first of the three main points of the report is that the Commission has found that the Government of the United States has not taken adequate steps to ensure that the rights of the people of the United States are protected. The Commission has found that the Government has not taken adequate steps to ensure that the rights of the people of the United States are protected.

2. The second of the three main points of the report is that the Commission has found that the Government of the United States has not taken adequate steps to ensure that the rights of the people of the United States are protected. The Commission has found that the Government has not taken adequate steps to ensure that the rights of the people of the United States are protected.

3. The third of the three main points of the report is that the Commission has found that the Government of the United States has not taken adequate steps to ensure that the rights of the people of the United States are protected. The Commission has found that the Government has not taken adequate steps to ensure that the rights of the people of the United States are protected.

4. The fourth of the three main points of the report is that the Commission has found that the Government of the United States has not taken adequate steps to ensure that the rights of the people of the United States are protected. The Commission has found that the Government has not taken adequate steps to ensure that the rights of the people of the United States are protected.

5. The fifth of the three main points of the report is that the Commission has found that the Government of the United States has not taken adequate steps to ensure that the rights of the people of the United States are protected. The Commission has found that the Government has not taken adequate steps to ensure that the rights of the people of the United States are protected.

GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 38/'Attil.

LAND SETTLEMENT OFFICER,

~~SETTLEMENT AREA~~

P. O. BOX 486, Jaffa.

17th September 1937

Attorney General,
Jerusalem.

Subject:- Case No. 38/'Attil.

Herewith a copy of my decision
in the above mentioned case.

RECEIVED BY ADVOCATE

Date 22.9.37.

Ref. to GA. 39/1/3.

[Signature]
SETTLEMENT OFFICER.

Copy to:

Commissioner for Lands
and Surveys.

/EJ.

In order.

GOVERNMENT OF PALESTINE
ATTORNEY GENERAL
GOVERNMENT OFFICES
21 SEP. 1937

JERUSALEM

GA

11/11/11

THE STATE OF NEW YORK
IN SENATE
JANUARY 11, 1911.
REPORT
OF THE
COMMISSIONERS OF THE LAND OFFICE
IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE
JANUARY 11, 1911.

ALBANY:
J. B. LEECH, JR.,
PRINTERS.
1911.

THE LAND OFFICE OF THE STATE OF NEW YORK
HAS THE HONOR TO ACKNOWLEDGE THE RECEIPT OF
A COPY OF THE REPORT OF THE COMMISSIONERS OF THE
LAND OFFICE, IN RESPONSE TO A RESOLUTION PASSED
BY THE SENATE, JANUARY 11, 1911.
AND TO STATE THAT THE SAME HAS BEEN
FORWARDED TO THE SENATE FOR ITS CONSIDERATION.
IN WITNESS WHEREOF, THE COMMISSIONER OF THE
LAND OFFICE, HAS HEREUNTO SET HIS HAND AND
THE SEAL OF THE OFFICE, AT ALBANY, NEW YORK,
THIS 11TH DAY OF JANUARY, 1911.

Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine.

Defendants:- 1) Fatma 'Abdallah Ahmad ad Deilwani
2) Muhammad Shafiq 'Abd al Fattah al Mallak
3) Ibrahim 'Abd al Ghani Ibrahim al 'Ajami
4) Najib 'Abd al Ghani Ibrahim al 'Ajami
5) ^{Hayisha} ~~Hayisa~~ Sa'id Muhammad Abu Sa'

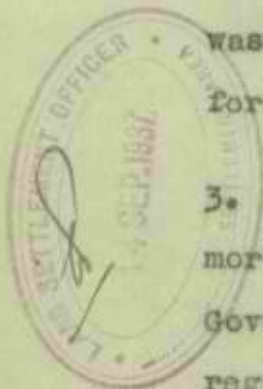
Parcels in dispute:- 7912/34,35,36,37 & 38.

DECISION.

Government originally claimed an Ottoman Agricultural Bank mortgage on the parcels concerned in this case, but at the hearing the Government representative asked permission to withdraw that claim and to substitute therefor a claim for ownership. The Government representative further stated that there was no mortgage outstanding in the books of the Ottoman Agricultural Bank against Yusuf Ahmad Mallak who had been named by Government in its original claim as the mortgagor.

2. Now the entry in the land registers on which Government relies is to the effect that Yusuf Ahmad Mallak transferred in 1309 a certain share in an unnamed locality to the Ottoman Agricultural Bank by faragh bil wafa - a kind of mortgage - and further the word "mortgage" was written against the entry and appears in the extract. It is clear, ^{therefore} however, that the transaction was a mortgage and the mortgagor's land was transferred to the Bank by way of faragh bil wafa as security for repayment of the amount advanced.

3. As it is admitted by Government that there is no mortgage outstanding against the original mortgagor, I accept Government's withdrawal of the claim to a mortgage. But as regards the proposed change of claim, I cannot permit this as from the very nature of the entry it is clear that the transaction
/was a mortgage



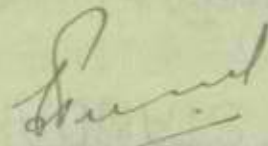
was a mortgage and the transfer of the land to the Bank was only as security for its repayment. If a mortgage were still outstanding, the entry would have had to be carried on to the new registers until the amount due was repaid; but it is obvious that the land cannot any longer be security for the payment of a mortgage which no longer exists, and it is equally obvious that the Bank never had clear ownership.

4. The claims of the defendants were investigated two years ago and ^{title} to ownership were granted where the defendants were heirs of the mortgagor, but where they were not heirs no title was granted pending settlement of the dispute as to the mortgage claimed by Government. I now decide that each of the defendants shall be registered as owner of the parcel or share in a parcel claimed by them in all cases where a title has not yet been given.

5. No order as to costs or hearing fees.

6. Decision notified to the defendants present at Attil on 14.9.37. A copy of this decision is to be sent to the Attorney General.




LAND SETTLEMENT OFFICER.

GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 68/'Att11.

LAND SETTLEMENT OFFICER,

~~SETTLEMENT AREA~~

P. O. BOX 486, Jaffa.

17th September 1937

Attorney General,
Jerusalem.

Subject:- Case No. 68/'Att11.

Herewith a copy of my decision
in the above mentioned case.

GOVERNMENT ADVOCATE

Jerusalem

Date 22.9.37.

Ref. to GA. 37/1/3.

Copy to:

Commissioner for Lands
and Surveys.

/EJ.

Order

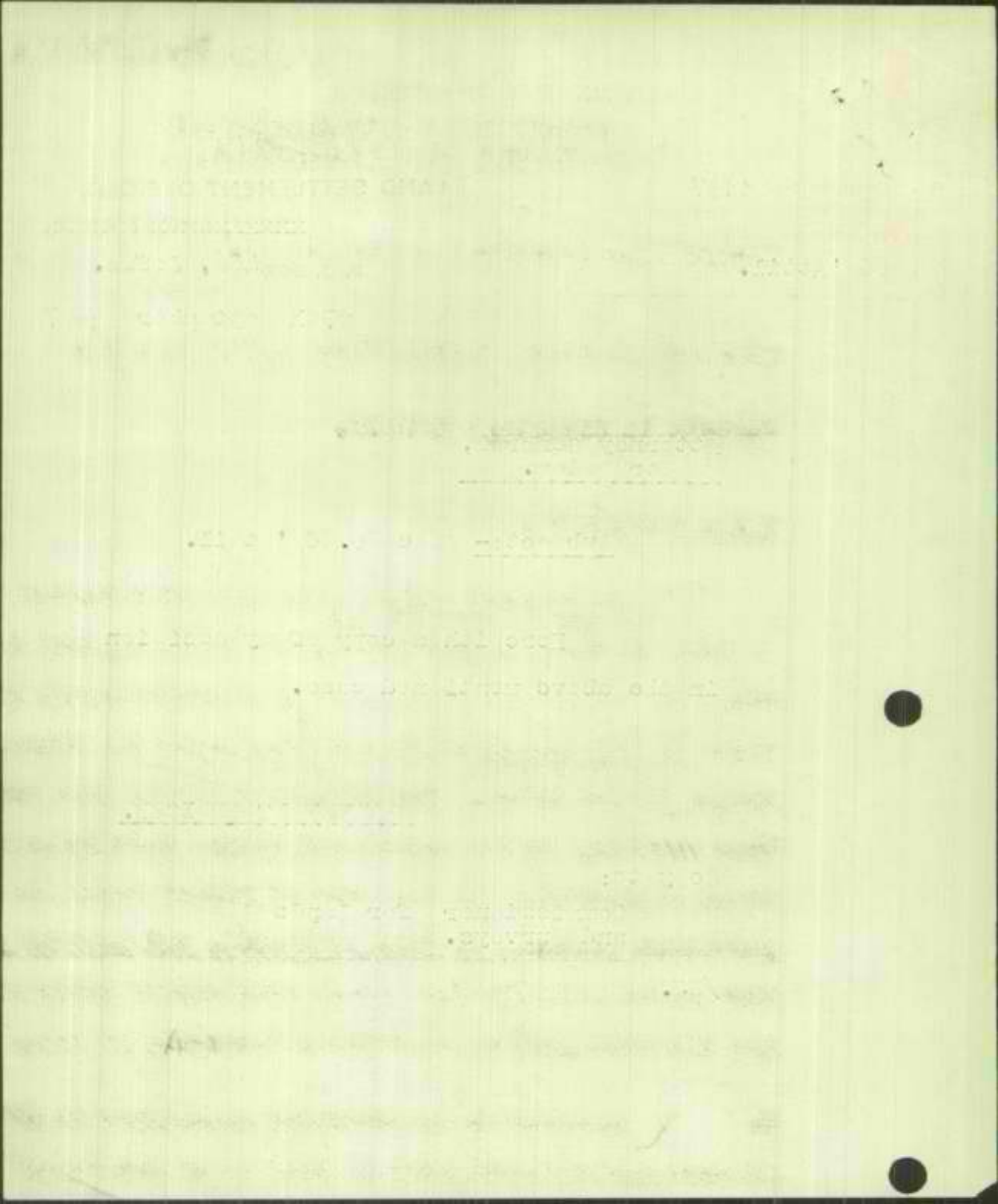
[Signature]

SETTLEMENT OFFICER.

GOVERNMENT OF PALESTINE
ATTORNEY GENERAL
GOVERNMENT OFFICES
21 SEP. 1937

JERUSALEM

GA



Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- Government of Palestine.

Defendant:- Kamal ad-Din 'Umar Sa'id 'Arafat.

Parcels in dispute:- 7902/29.

*Govt. claim was wrongly
submitted. It should have
been submitted in respect of all
the parcels in that locality.*

DECISION.

Government claims ownership of 2 shares out of 64 in Raml al Wasta masha' lands, and it is claimed that this share is located in the parcel in dispute though the actual share in the parcel which now represents the former masha' shares is not known. The defendant denies that Government owns anything in the parcel and claims that ~~he~~ acquired part of it by registration in his name of masha' shares and unofficial partition (extract of Tabu produced), and part by purchase from named persons, the latter acquisition being supported for the most part by unofficial documents of sale.

2. Government has produced an extract in name of the Ottoman Agricultural Bank in respect of the masha' shares referred to above, and also extracts from the books of the Bank showing that those shares were leased as follows:-

In 1921 - for one year - to Salim Sa'id al 'Ammus

In 1926 - for three years - to Rashid 'Ammus

In 1929 - for three years - to Sa'id and As'ad, sons
of Mustafa 'Ammus.

Salim Sa'id al 'Ammus was called by Government as a witness and swore that although he signed the lease in 1921, and also in 1929 on behalf of the two lessees mentioned above, they never had possession of any ^{land} leased at all in respect of the leases, no land having been handed over to them by Government, and in any case they have never owned or possessed any part of the land in dispute in this case.

/3. Oral testimony



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in the possession of

of the Government of

of the Government of

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3. Oral testimony has been given to the effect that the defendant has been in possession of the whole of the parcel for at least 20 years, and to the effect also that neither Mustafa al 'Ammus, nor any of his heirs ~~excluding~~ Sa'id and As'ad (his son) from whom the Bank obtained the shares, ever had ownership or possession of any part of the parcel. The documentary proof produced by the defendant shows that ~~he~~ he obtained different parts of the parcel, including the part registered in his name, from the heirs of Yasin al 'Ammus, and a part from another person not of the 'Ammus family.

4. I am satisfied that wherever the Government's^f rights may be they are not in the parcel now in dispute and I therefore dismiss the claim of Government, and order that the defendant shall be registered as the owner of the parcel he claims, partly by virtue of registration in his name and partly by possession under Section 51 of the Land (Settlement of Title) Ordinance.

5. No order as to costs or hearing fees.

6. Decision notified to the defendant at 'Attil on 14.9.37. A copy of this decision to be sent to the Attorney General.

7. I cannot refrain from adding an observation regarding the leases entered into by Government referred to in para.2 above. I find it hard to believe, and in fact I cannot believe, that the lessees paid money to Government in respect of the leases and received no land. It appears to me that probably the land represented by the masha' shares of Government is in the possession of the lessees and that the error has been in claiming against the parcel in dispute in this case instead of the parcels claimed by the lessees and the other heirs of Mustafa al 'Ammus. An old document has been produced in this case to show that the masha' lands of Raml al Wasta and Raml ash Shamaliya were partitioned by agreement among the shareholders in 1288 A.H. - nearly 70 years ago.

/By this.



The first meeting was held on the 1st of June 1945 at the residence of the Chairman, Mr. J. H. ... The meeting was attended by the following members: ... The Chairman, Mr. J. H. ... The Secretary, Mr. ... The Treasurer, Mr. ... The members present were: ... The meeting was held in the afternoon at 4.15 p.m. and lasted for one hour. The Chairman opened the meeting by welcoming the members and stating the purpose of the meeting. The Secretary then read the minutes of the previous meeting. The Treasurer reported on the financial position of the Society. The members then discussed the various matters brought before them. The meeting closed at 5.15 p.m. with a vote of thanks to the Chairman and Secretary.

The second meeting was held on the 15th of June 1945 at the residence of the Chairman, Mr. J. H. ... The meeting was attended by the following members: ... The Chairman, Mr. J. H. ... The Secretary, Mr. ... The Treasurer, Mr. ... The members present were: ... The meeting was held in the afternoon at 4.15 p.m. and lasted for one hour. The Chairman opened the meeting by welcoming the members and stating the purpose of the meeting. The Secretary then read the minutes of the previous meeting. The Treasurer reported on the financial position of the Society. The members then discussed the various matters brought before them. The meeting closed at 5.15 p.m. with a vote of thanks to the Chairman and Secretary.

The third meeting was held on the 30th of June 1945 at the residence of the Chairman, Mr. J. H. ... The meeting was attended by the following members: ... The Chairman, Mr. J. H. ... The Secretary, Mr. ... The Treasurer, Mr. ... The members present were: ... The meeting was held in the afternoon at 4.15 p.m. and lasted for one hour. The Chairman opened the meeting by welcoming the members and stating the purpose of the meeting. The Secretary then read the minutes of the previous meeting. The Treasurer reported on the financial position of the Society. The members then discussed the various matters brought before them. The meeting closed at 5.15 p.m. with a vote of thanks to the Chairman and Secretary.

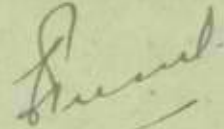
The fourth meeting was held on the 15th of July 1945 at the residence of the Chairman, Mr. J. H. ... The meeting was attended by the following members: ... The Chairman, Mr. J. H. ... The Secretary, Mr. ... The Treasurer, Mr. ... The members present were: ... The meeting was held in the afternoon at 4.15 p.m. and lasted for one hour. The Chairman opened the meeting by welcoming the members and stating the purpose of the meeting. The Secretary then read the minutes of the previous meeting. The Treasurer reported on the financial position of the Society. The members then discussed the various matters brought before them. The meeting closed at 5.15 p.m. with a vote of thanks to the Chairman and Secretary.

The fifth meeting was held on the 30th of July 1945 at the residence of the Chairman, Mr. J. H. ... The meeting was attended by the following members: ... The Chairman, Mr. J. H. ... The Secretary, Mr. ... The Treasurer, Mr. ... The members present were: ... The meeting was held in the afternoon at 4.15 p.m. and lasted for one hour. The Chairman opened the meeting by welcoming the members and stating the purpose of the meeting. The Secretary then read the minutes of the previous meeting. The Treasurer reported on the financial position of the Society. The members then discussed the various matters brought before them. The meeting closed at 5.15 p.m. with a vote of thanks to the Chairman and Secretary.

The sixth meeting was held on the 15th of August 1945 at the residence of the Chairman, Mr. J. H. ... The meeting was attended by the following members: ... The Chairman, Mr. J. H. ... The Secretary, Mr. ... The Treasurer, Mr. ... The members present were: ... The meeting was held in the afternoon at 4.15 p.m. and lasted for one hour. The Chairman opened the meeting by welcoming the members and stating the purpose of the meeting. The Secretary then read the minutes of the previous meeting. The Treasurer reported on the financial position of the Society. The members then discussed the various matters brought before them. The meeting closed at 5.15 p.m. with a vote of thanks to the Chairman and Secretary.

The seventh meeting was held on the 30th of August 1945 at the residence of the Chairman, Mr. J. H. ... The meeting was attended by the following members: ... The Chairman, Mr. J. H. ... The Secretary, Mr. ... The Treasurer, Mr. ... The members present were: ... The meeting was held in the afternoon at 4.15 p.m. and lasted for one hour. The Chairman opened the meeting by welcoming the members and stating the purpose of the meeting. The Secretary then read the minutes of the previous meeting. The Treasurer reported on the financial position of the Society. The members then discussed the various matters brought before them. The meeting closed at 5.15 p.m. with a vote of thanks to the Chairman and Secretary.

By this agreement, Mustafa al 'Ammus was allotted, with other shareholders, the sub - locality known as Khor Abu Zaqqut in satisfaction of their masha' shares; and according to the evidence of the Mukhtar Khor Abu Zaqqut was then further partitioned among the share-holders. Registration block No.7890 is called Khor Abu Zaqqut, but possibly the old locality known by that name may be included in part in the the adjoining blocks. In block 7890 the 'Ammus family own a fairly extensive area, and it may be that the Government rights are included therein. It is now too late for anything to be done at Settlement, as the ownership of the parcels has been decided; but it might repay Government to have the matter investigated with a view to action elsewhere.



LAND SETTLEMENT OFFICER.

Tullane



of the present, but it is not the only one. It is a
process, and it is a process that is going on all the
time. It is a process of change, and it is a process
of growth. It is a process of development, and it is
a process of progress. It is a process of evolution,
and it is a process of revolution. It is a process
of transformation, and it is a process of renewal.
It is a process of creation, and it is a process of
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GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 35/'Attil

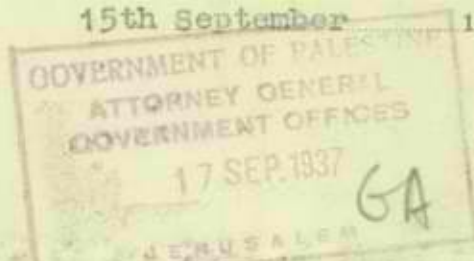
LAND SETTLEMENT OFFICER,

~~SETTLEMENT AREA~~

P. O. BOX 486, Jaffa.

15th September 1987

Attorney General,
Jerusalem.



Subject:- Cases Nos. 35, 87, 88, 89
and 90/'Attil.

Herewith a copy of my decision
in the above mentioned cases.

[Signature]
SETTLEMENT OFFICER.

Copies to:

Commissioner for Lands
and Surveys.

Cases Nos. 87, 88, 89 & 90/'Attil

/EJ.

In order.

GOVERNMENT ADVOCATE
Jerusalem
Date 22.9.37.
Ref. No. GA. 39/1/3.

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Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine

Defendants:-

- 1) Nimr Hasan Nimr al Mir'i
- 2) Fayiz Hasan Nimr al Mir'i
- 3) Shawkat 'Abd al Latif Yasin Humeidi
- 4) Muhammad 'Abd al Latif Yasin Humeidi
- 5) 'Abd al Latif Yasin Humeidi
- 6) Muhammad Faris Humeidi
- 7) Rashid Faris Humeidi
- 8) Fadda Husien Mustafa
- 9) Kamal ad-Din & Umar Sa'id 'Arafat
- 10) Salih Yasin Hamdan
- 11) Yasin Hamdan Yasin
- 12) Muhammad Hamdan Yasin
- 13) Munib As'ad Mustafa al 'Annus
- 14) Faiyad As'ad Mustafa al 'Annus.

Parcels in dispute:- 7906/8, 7894/13, 7894/15, 7904/7, 7904/9
7904/10 and 7904/11.

DECISION.

This decision is on cases 35, 87, 88, 89 & 90 of 'Attil as for the purpose of hearing they have been joined.

2. The Government claim is that all parcels originally belonged to Nimr Mar'i al Hasan being registered in his name under No. 1229, 1230 & 1231 of Kanun Awwal, 1289, and ^{that} they were mortgaged to the Ottoman Agricultural Bank by Hasan Nimr al Mar'i (apparently a son of the registered owner), who was one of the mortgagors, by mortgage No. 1612, dated 11th February, 1332.

3. The defendants in case No. 35 are heirs of Hasan Nimr al Mar'i, the mortgagor, and they obtained parcels Nos. 7894/13, 7894/15 and 7906/8 from that person (their father) by inheritance and by the renunciation of the rest of their co-heirs. They have admitted in their claims that the two parcels in block No. 7894 are registered under No. 1229 of December, 1289, and there is therefore no difficulty in connecting these two parcels with the mortgage. Parcel No. 7906/8 is also admitted in the claim to be registered in the name of Nimr Mar'i al Hasan but no registration No. is quoted. The locality is, however, the same as that given in registration No. 1231 of 1289, and I am satisfied that that registration applies to it. The defendants /deny all



deny all knowledge of the mortgage, but I am satisfied with the proofs produced by Government and I decide that an entry shall be made in the registers against each of the parcels that it is mortgaged to the Ottoman Agricultural Bank under mortgage No. 1512, vide the entries in the existing land registers quoted above.

4. With regard to the other cases, viz Nos. 87, 88, 89 and 90, the Government has attempted to link up the parcels claimed by the defendants therein with registration No. 1230 of 1289 in locality Haris al 'Akhi, but there is not the slightest evidence that any of these parcels fall within that locality. Indeed, the verbal testimony given before me is to the effect that the parcels fall in Haris Abu Raffe' locality. One witness has stated that Haris Abu Raffe' is part of Haris al 'Akhi, but the rest have denied all knowledge of locality known as Haris al 'Akhi. All the witnesses have denied that Hiss Har'i al Hasan or his son Hasan (the mortgagor) ever had any possession or connection with the parcels concerned in these four cases.

5. For lack of evidence that the parcels in dispute in cases 87, 88, 89, & 90 are the parcels to which registration No. 1230 of 1289 refers I therefore disallow the Government claim in all these cases.

6. No order as to costs or hearing fees.

7. Decision notified to the defendants or their representatives present at 'Attil on 11.9.37. A copy of this decision is to be sent to the Attorney General.

Sheikh

LAND SETTLEMENT OFFICER.



GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 67/'Attil.

LAND SETTLEMENT OFFICER,
SETTLEMENT AREA.

P. O. BOX 486, Jaffa.

15th September 1937

GOVERNMENT OF PALESTINE
ATTORNEY GENERAL
GOVERNMENT OFFICES
17 SEP. 1937

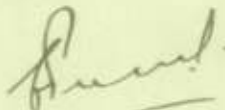
JERUSALEM

GA

Attorney General,
Jerusalem.

Subject:- Case No. 67/'Attil

Herewith a copy of my decision
in the above mentioned case.



SETTLEMENT OFFICER.

Copy to:

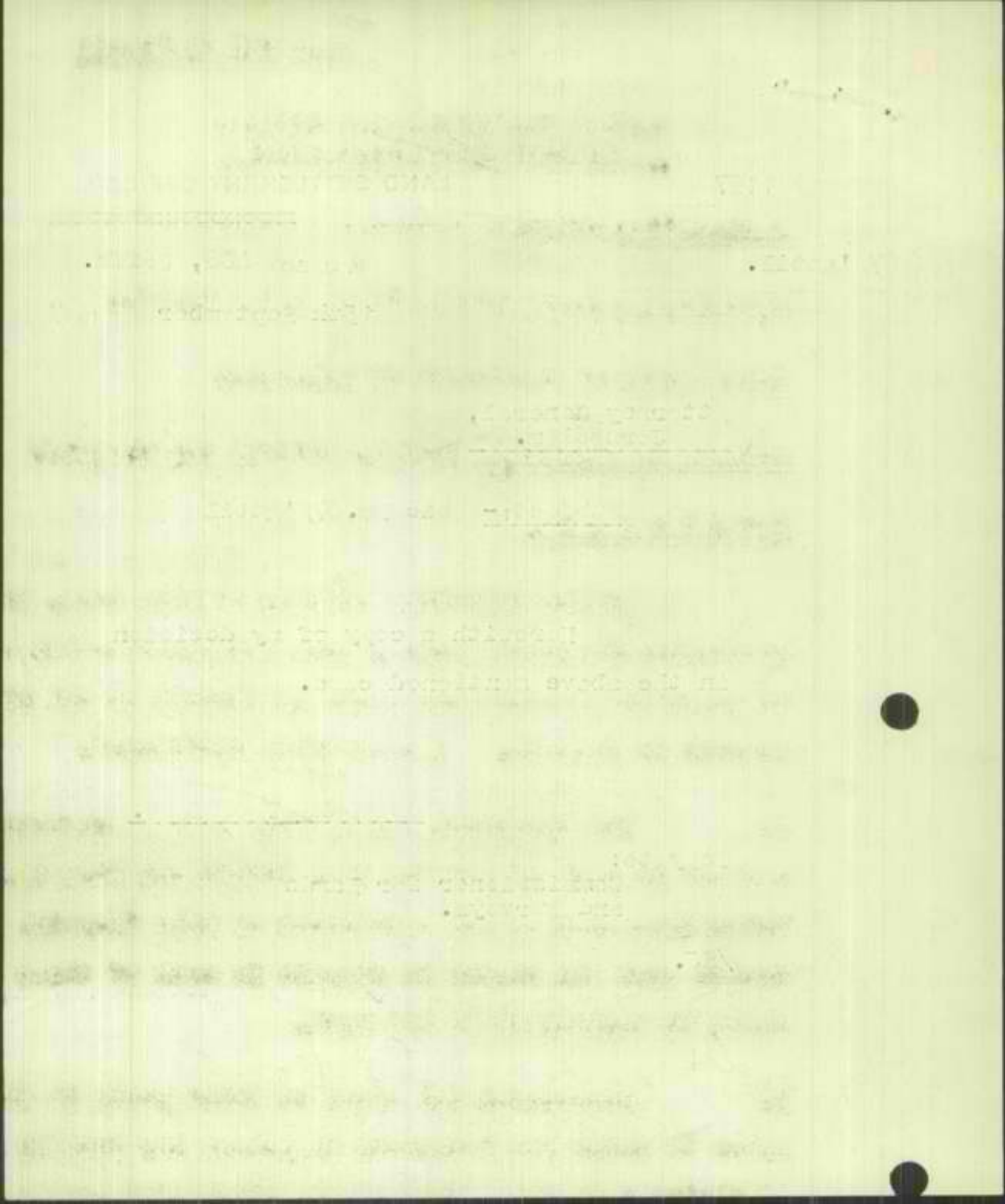
Commissioner for Lands
and Surveys.

/EJ.

In order.

GOVERNMENT ADVOCATE
Jerusalem

Date 22.9.37.
Ref. No. GA. 39/1/3.



Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- Muhammad Amin Muslih Salah

Defendant:- Kamal ad-Din 'Umar Sa'id 'Arafat

Third Party:- Government of Palestine

Parcels in dispute:- 7888/6, 7902/15 and 7902/29.

D E C I S I O N .

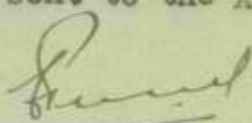
At the adjourned hearing of this case, the plaintiff, Muhammad-Amin Muslih Salah, sent a representative with a letter in which he withdrew his claim in respect of all of the three parcels in dispute. I accept his withdrawal.

2. The defendant had already been given ownership of a share in each of parcels Nos. 7888/6 and 7902/15, the rest being dependant on the settlement of this dispute. I now decide that the shares in dispute in each of these parcels shall be registered in his name.

3. Government was cited as third party in this case in order to watch its interests in parcel No. 7902/29 in which it claims a share. This claim, which will now be between Government and the defendant, will be heard in case No.68, and no decision is here given on the share claimed by Government. But as regards the share in this parcel claimed by the plaintiff, I decide that it shall be registered in the name of the defendant.

4. No order as to costs. The plaintiff will pay the sum of L.P.2.200 mils hearing fees.

5. Decision notified to the defendant in person at 'Attil on 11.9.37. The plaintiff is to be notified in writing, and a copy of this decision is to be sent to the Attorney General.


LAND SETTLEMENT OFFICER.

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GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 40/'Attil

LAND SETTLEMENT OFFICER,

~~SETTLEMENT AREA~~

P. O. BOX 486, Jaffa.,

15th September 1937

Attorney General,
Jerusalem.

GOVERNMENT OF PALESTINE
ATTORNEY GENERAL
GOVERNMENT OFFICES

17 SEP. 1937

GA

JERUSALEM

Subject:- Case No. 40/'Attil.

Herewith a copy of my decision
in the above mentioned case.

[Signature]

SETTLEMENT OFFICER.

Copy to:

Commissioner for Lands
and Surveys.

/EJ.

2 order.

DATE	22.9.37
Ref. JG	GA 39/1/3.

Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine.

Defendants:- 1) Latifa Yusuf Ahmad Al Mallak
2) Mustafa Ahmad Ghanim

Third Party:- Amina Yusuf Ahmad al Mallak
(Who sold parcel 7903/21 to defendant No.2)

Parcels in dispute:- 7903/17 and 7903/21.

D E C I S I O N .

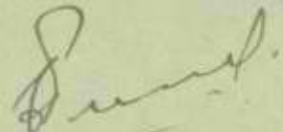
The ~~this~~ issue in this case is stated by the Government representative to be exactly the same as that in case No.38/'Attil which has already been decided. I find that Government relies on the same Tabx entry in respect of a mortgage issued to Yusuf Ahmad Mallak, as in case No.38/'Attil.

2. The issue being the same, I see no reason to go into the case and I accept the withdrawal of the Government in respect of the claim for a mortgage and dismiss the application for change of claim to one of ownership for the same reasons as given in my decision on case No. 38/'Attil.

3. The defendants will be registered as the owners of the parcels in accordance with their claims.

4. No order as to costs and no hearing fees.

5. Decision notified to defendant No.2 at 'Attil on 14.9.37. A copy of this decision is to be sent to the Attorney General.



LAND SETTLEMENT OFFICER.

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GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 39/'Att11

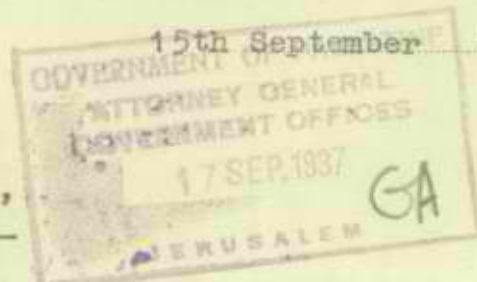
LAND SETTLEMENT OFFICER,

~~SETTLEMENT AREA~~

P. O. BOX 486, Jaffa.

15th September 1937

Attorney General,
Jerusalem.



Subject:— Case No. 39/'Att11.

Herewith a copy of my decision
in the above mentioned case.

SETTLEMENT OFFICER.

Copy to:

Commissioner for Lands
and Surveys.

/EJ.

In order.

GOVERNMENT ADVOCATE
Jerusalem

Date: GA. 22.9.37.

Ref. No. GA. 39/1/3.

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Before the Settlement Officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine

Defendants:- 1) Fatma 'Abd Ahmad al Mallak
2) Halima 'Abdallah 'Abd al Mallak
3) Muhammad Shafiq 'Abd al Fattah al Mallak

Parcel in dispute:- 7900/45.

D E C I S I O N .

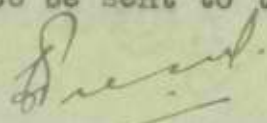
^{The}
~~this~~ issue in this case is stated by the Government representative to be exactly the same as that in case No.38/'Attil which has already been decided. I find that Government relies on the same Tabu entry in respect of a mortgage issued to Yusuf Ahmad Mallak, as in case No.38/'Attil.

2. The issue being the same , I see no reason to go into the case and I accept the withdrawal of the Government in respect of the claim for a mortgage and dismiss the application for change of claim to one of ownership for the same reasons as given in my decision on case No. 38/'Attil.

3. The defendants, or the persons claiming under them by deed of renunciation ^{where} ~~those~~ such deeds have been executed, will be registered as the owners of the parcels in dispute in accordance with their claims.

4. No order as to costs and no hearing fees.

5. Decision notified to defendant 3 at 'Attil on 14.9.37. A copy of this decision is to be sent to the Attorney General.



LAND SETTLEMENT OFFICER.

THE SECRETARY OF THE ARMY

WASHINGTON, D. C.

DEPARTMENT OF THE ARMY

OFFICE OF THE SECRETARY

WASHINGTON, D. C.

TO THE SECRETARY OF THE ARMY

FROM THE SECRETARY OF THE ARMY

SUBJECT: [Illegible]

DATE: [Illegible]

REFERENCE: [Illegible]

REMARKS: [Illegible]

RECOMMENDATION: [Illegible]

APPROVED: [Illegible]

GOVERNMENT OF PALESTINE.

Telephone No.: 1157

LAND SETTLEMENT OFFICER,

In reply please quote:

Jaffa.

No. 36 and 53/'Attil.

P. O. Box 486.

6th November 1937.

Subject:- Cases Nos. 36 and 53/'Attil.

Reference

The Settlement Officer, (Mr. C. Pusey) Tulkarm S. Area
presents his compliments to Attorney General
and has the honour to enclose the undermentioned documents for
favour of retention.

26933-3100-4-10-34-SLP

No.	Date.	Description.
1	2.11.37	A copy of the decision of Settlement Officer on application for Leave to Appeal.

GOVERNMENT OF PALESTINE
ATTORNEY GENERAL
GOVERNMENT OFFICES
7 - NOV. 1937
JERUSALEM

GA

GOVERNMENT ADVOCATE
Jerusalem
Date 8. 11. 37.
Ref. No. GA. 39/1/3.

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furnished to the Department of Defense
for their information.

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Parties to the cases:-

PLAINTIFF:- Government of Palestine.

DEFENDANT:- Muhammad Amin Muslih Salah.

APPLICATION BY DEFENDANT FOR LEAVE TO APPEAL.

Case 53. The Government claim was withdrawn in this case and I decided that the parcel in dispute (No.7900/35) should be registered in name of defendant. He cannot therefore appeal - indeed, there is nothing to appeal against; and in any case the application is out of time. Leave to appeal is hereby refused in this case.

2. Case 36. The Government claim, as eventually reduced, was that the following parcels were mortgaged to the Ottoman Agricultural Bank by mortgage No.1607 of 17th August, 1332 (Mali):-

Parcel No.7910/2 - in respect of 7 dunums only.
Parcel No.7895/9 }
Parcel No.7906/24 } in respect of the whole.
Parcel No.7902/9 }
Parcel No.7900/35 }

3. It was not denied that the entries in the land registers on which defendant relied to prove his ownership were marked to the effect that the properties they referred to were mortgaged. These entries (regarding the mortgage) were made only in 1930 A.D. - some 14 or 15 years after the mortgage was contracted. Government produced:-

- (1) A certified extract from the Ottoman Agricultural Bank Register of Mortgages giving particulars of the Tabu registrations of the properties mortgaged; and
(2) A certified copy of the Ottoman Agricultural Bank ledger showing the amount
/of the loan

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P. 12. 31



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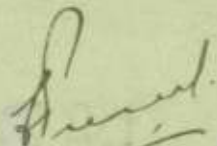
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of the loan and other debits, amounts repaid, and the balance outstanding on 15.6.1921.

4. In the absence of the Land Registry Register of Mortgages (which was lost at the British Occupation) I considered that the entries in the books of the Ottoman Agricultural Bank, of which extracts had been produced by Government, were sufficient to prove the existence of the mortgage, and to justify the notes being made. I therefore decided that the mortgage should be registered as claimed by Government.
5. The first of the grounds for Appeal is incorrect. I cannot "promise" to grant leave to appeal until I have considered the grounds.
6. Article 4 of the Law of Mortgage (Tute, page 166) did require that deeds of mortgage should be drawn up in the Land Registry, but Article 26 of the Tabu Law of 1275 (Tute page 132) required that they be entered in a "register" kept for the purpose" - not in the ordinary land registers. This special register is the Register of Mortgages which, as I have noted above, is not now available. In these circumstances, I am of opinion that Government could properly rely on the entries made in the Ottoman Agricultural Bank registers, and I see no reason to doubt that my decision was correct. Leave to appeal is therefore refused.

At Jaffa on 2.11.37


LAND SETTLEMENT OFFICER
TULKARM SETTLEMENT AREA.

Copy to be served on applicant.
Copy to be sent to the Attorney General.



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GOVERNMENT OF PALESTINE.

Telephone No.:

In reply please quote:

No. 35/'Att11.

LAND SETTLEMENT OFFICER,

Tulkarm Settlement Area.

P. O. Box 486, Jaffa.

20th October 1937.

Subject:- Application for Leave to appeal.

Reference _____

The Settlement Officer, (Mr. C. Pusey) Tulkarm S. Area,
presents his compliments to The Attorney General,
and has the honour to enclose the undermentioned documents for favour
of information and retention.

76910-3600-4-10-34-SLP

No.	Date.	Description.
1	18.10.37	A copy of the decision of the Settlement Officer on application for leave to appeal.



*Sameer off. have
you the decision
with this case?
26/10*

[Handwritten signature]

Parties:-

PLAINTIFF:- Government of Palestine.

DEFENDANTS:- 1. Nimir Hasan Nimir al Mir'i
2. Fayiz Hasan Nimir al Mir'i

APPLICATION FOR LEAVE TO APPEAL BY THE DEFENDANTS.

The Government claim in this case was for a mortgage, and as the Government claim was the same in this case and in cases 87,88,89 & 90, the five cases were joined for hearing purposes. Cases 87,88,89 & 90 were decided against Government and No. 35 in favour of Government. This is an application for leave to appeal against the decision in case No. 35.

2. In their claims, the defendants have admitted that the parcels in dispute are registered in the name of Nimir Mar'i al Hasan, which agrees with the Government claim, and in the case of two of the three parcels they have quoted the same registration Nos. as were quoted by Government. In the other case, I had no difficulty in connecting the parcel (No.7906/8) with the registration quoted by Government. Thus it was clearly established that the land claimed by Government to be mortgaged was the land claimed by the defendants in this case.

3. In regard to paragraph 4 of the application:-

(1) No one has suggested that the defendants (present applicants) were the mortgagors. The claim was that their father was one of the mortgagors, the defendants having claimed to have acquired the parcels from their father and their co-heirs, and they produced a certificate of inheritance to prove their

/succession.



succession.

(2) My decision in cases Nos.87-90 forms no precedent because in those cases there was no evidence to connect the entries in the land registers and in the books of the Ottoman Agricultural Bank with the parcels claimed by the defendants in these cases. In case No.35 (now under consideration) there was no lack of evidence to connect the parcels claimed with the entries in the registers and books; see para.2 above.

4. There was never any suggestion at the hearing that the mortgagor, Hasan Nisar al Mar'i, was not the same person as the defendants' father, nor that the latter was not the son of the registered owner. The plea of the defendants was that they had no knowledge of the mortgage, and in view of their youth this may well have been so.

5. The only serious ground in the application is whether the parcels were properly and legally mortgaged. Although no entry as to the mortgage was made in the land registers until 1930, I was of opinion that the extracts from the official books of the Ottoman Agricultural Bank, viz an extract from the Turkish Mortgage Register and another from the Debtors' Ledger, were sufficient to prove the existence of the mortgage, and I saw no reason why the entries made in the existing land registers in 1930 should be cancelled. Accordingly I decided to carry the entries regarding the mortgage on to the new registers against the parcels to which, it had been proved, the entries referred.

6. I see no grounds on which it might appear

/that my



that my decision was incorrect, and the application
for leave to appeal is hereby refused.

Given at Jaffa on 18/10/37.

[Handwritten signature]

LAND SETTLEMENT OFFICER
TULKARM SETTLEMENT AREA.

Copy to be served on applicant's advocate,
Nasri Eff. ~~at~~ Nasr.

Copy to be sent to the Attorney General.



GOVERNMENT OF PALESTINE.

Telephone No. 1157

LAND SETTLEMENT OFFICER,

~~SETTLEMENT AREA~~

In reply please quote:

No. Case 36/'Attil.

P. O. BOX 486, Jaffa.

1st October 1937

Attorney General
Jerusalem.

noted
Maier
19.10.37
Subject:- Case No.36/'Attil.

Herewith a copy of my decision in
the above mentioned case.

[Signature]
SETTLEMENT OFFICER.

Copy to:-

Commissioner for Lands
and Surveys.

/EJ.

GOVERNMENT ADVOCATE
Jerusalem

Date 5.10.37.

Ref. No. GA.37/4/3.



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Before settlement officer
Tulkarm Settlement Area.

Plaintiff:- The Government of Palestine.

Defendant:- Muhammad Amin Muslih Salah.

Parcels in dispute:- 7910/2, 7895/9, 7906/21, 7900/22
7902/9, 7900/38 & 7900/35.

D E C I S I O N .

Government originally claimed that all the parcels concerned in this case (listed above) were mortgaged to the Ottoman Agricultural Bank under mortgage No. 1607 dated 17th August, 1332, subsequently, however, parcels Nos. 7900/22 and 38 were excluded from the Government claim, and in respect of parcel No. 7910/2 it was stated on behalf of Government that the mortgage applied to only 7 dunums in it and not to the whole.

2. The Government representative has produced certified copies of extracts from the book of the Bank:-(1) a copy of the account showing that a sum of 12,300 Turkish piasters was advanced to the defendant on 17.8.1332 repayable on 16.8.1342. This account is made up to 15.6.1924 and includes interest due to that date. It also shows certain credits which are presumably part repayments by the defendant; (2) a copy of page 29 of the mortgage registers of the Bank giving particulars of the properties entered in the land registers in the name of the defendant which were mortgaged to the Bank as security for repayment of the amount advanced.

3. The Government representative has admitted that no entry was made in the land registers against the entries in the defendant's name at the time the mortgage was made, but has agreed that ^{at} the request of the Liquidator of the Bank in a letter dated 31.7.1930, a reference to the fact that the properties were mortgaged was made against each of the entries.

/The Government

M. A. M.

M. A. M.

19.10.37



The Government case is in brief that the entries in the books of the bank, which is claimed to be a Government department, is good enough to establish the mortgage.

4. The defendant has not denied the loan - his advocate stated that whether or not a loan was made was not at issue before me. The defence is, briefly:-

(1) No mortgage was made - this being apparently based on the technicality that a mortgage requires entry in the land registers and no such entry was made at the proper time, viz in 1332, and defendant did not agree to the entry made in 1930.

(2) Entries in the books of the Bank are not formal evidence of existence of a mortgage, and only entries in the land registers are formal proof of such.

(3) No entry having been made in the land registers, the transaction is null and void, and no action can be based on such a transaction.

(4) (presumably alternatively) prescription has run against the mortgage, because no formal claim was made by Government after the date the loan was made, viz 1332 (until, presumably, this action arose).

5. On the authority of case H.C./27/1930 (Law Reports, page 490) I hold that prescription does not run against a mortgage. On the question whether a mortgage exists, I am satisfied that the defendant did mortgage the properties mentioned in the extract from the property register of the Bank produced by Government, and I decide that a note shall be made in the land registers against each parcel concerned to the effect that it is mortgaged to the Ottoman Agricultural Bank under mortgage No.1607 dated 17th August, 1332.

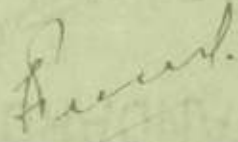
6. The note referred to in the preceding paragraph

/will be

will be made in respect of the whole of parcels Nos.7895/9, 7906/21, 7902/9 and 7900/35 and in respect of 7 dunums in parcel No.7910/2. No note will be made against parcels Nos.7900/22 and 38 as the Government claim against these was withdrawn.

7. No order as to costs. The defendant will pay the sum of L.P.1.500 mils hearing fees.

8. Decision given on 30.9.37 and to be notified to both parties in writing.



SETTLEMENT OFFICER
TULKARM SETTLEMENT AREA.



...of the ...
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Telephone No. 33

LAND SETTLEMENT OFFICER.
TULKARM SETTLEMENT AREA.
P. O. Box 12, TULKARM.

In reply please quote

No. Cases 38, 39, 40, 36, 53 & 86/'Attil.

26th August, 1937.

REGISTERED

Settlement Officer, Tulkarm Settlement Area, presents his compliments to Attorney General's Representative for Land Settlement, Jerusalem, and has the honour to enclose the undermentioned documents for favour of service and return of duplicate copy duly signed:-

GPP. 931-3000-20-6-36

No.	Date	Description
Six	26.8.37	Summons to Parties.

GOVERNMENT ADVOCATE
Date 30.8.37
Ref. No. L.P. 39/1/3

LAND SETTLEMENT OFFICER
TULKARM SETTLEMENT AREA
مأمور تسوية الأراضي
26/8/37



Plaintiff

SUMMONS TO PARTIES

אعلان אחרים הודעה לצדדים

Settlement Area *Tul Karim* מנطقة التسوية Block No. *7912* חלקה
Village *Attal* אזור הסדור Parcel No. *35, 37, 34, 36 + 38* מס' הגוש
הכפר القرية מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור التسوية
בפני הפקיד המסדר

To *Attorney General's Representative for Land Settlement* الى

No. of action *38/Attal* חלקה
מס' המשפט

Names of Parties (defendants) *Fatma Abdalla Ahmad al
Kilwani, Muhammad Shafiq al Malak + others* اسماء الاخصام
שמות הצדדים

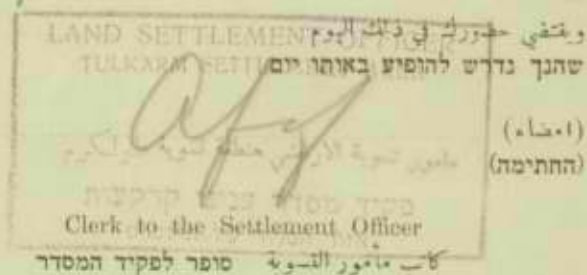
Take notice that the above action will be heard on

اعلم ان القضية المينة اعلاه ستعقد في
لهوي يذوع لك شهشפט הנזכר לעיל יבורר ביום

Monday the 13-9-37 at 9-a.m.
at the house of the Muhhtar of Attal في

and that you are required to appear on that day.

Date *26-8-37* التاريخ
התאריך (Sgd.)



On *في* I *أنا*
ביום אני

repaired to the residence of the above named
and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
مراي لبني. של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server
المباشر
השמש

Witnesses
الشهود
העדים

Recipient
المعلن عليه
המקבל

IMPORTANT: Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבואתי של הפקיד המוציא הודעה זו.

SUMMONS TO PARTIES

BEFORE THE COURT

IN SENATE

IN SENATE
JANUARY 10, 1907

THE SENATE OF THE UNITED STATES
DOES HEREBY ORDER THAT

THE SENATE OF THE UNITED STATES
DOES HEREBY ORDER THAT

THE SENATE OF THE UNITED STATES
DOES HEREBY ORDER THAT

THE SENATE OF THE UNITED STATES
DOES HEREBY ORDER THAT

THE SENATE OF THE UNITED STATES
DOES HEREBY ORDER THAT

THE SENATE OF THE UNITED STATES
DOES HEREBY ORDER THAT



REGISTERED

Plaintiff

SUMMONS TO PARTIES

אעלן אכסאם הודעה לצדדים

Settlement Area	Tul Karm	מחלקה השטח	Block No.	7903	חמרה הקטעה
Village	Attil	אזור הסדור	F. Parcel No.	17 + 21	מס' הגוש
		הקרע			חמרה הקטעה
		הכפר			מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור השטח
בפני הפקיד המסדר

To	Attorney General's Representative for Land Settlement	אלי
No. of action	40/ Attil	חמרה הקטעה
Names of Parties	(defendants) Latifa Yusuf al Malak + Mustafa Ahmad Chahim	מס' המשפט
		אסאם האכסאם
		שמות הצדדים

Take notice that the above action will be heard on

אעלן אן הקטעה המינה אעלן שטער פ
להי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Monday the 13-9-37 at 9 a.m.

at the house of the Mukhtar of Attil

and that you are required to appear on that day.

Date	26-8-37	התאריך	(Sgd.)
------	---------	--------	--------



Click to the Settlement Officer

קאב מאמור השטח סופר לפקיד המסדר

On	ביום	I	אני
----	------	---	-----

repaired to the residence of the above named and handed a copy of this notice to

קד דהיט אלי מכל סכני המדכור אעלן ושלט נסכה מן זהא האעלן אלי סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

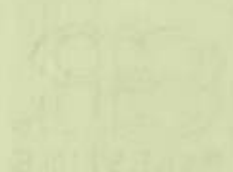
Process Server
المباشر
השמש

Witnesses
الشهود
העדים

Recipient
المعلن عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

תנייה מהם: אי תגביר יגברי פ זהא תמוזג יגביר אן יכונ מוקעא עליה באמצא המאמור הדי יגברי.
חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



SUMMONS TO PARTIES

Case No. 12345

IN SENATE

January 1, 1900

That the following is a true and correct copy of the original as filed in the office of the Secretary of the Senate

12345

Witness my hand and the seal of the Senate at the City of Washington this 1st day of January 1900

James B. McPherson
Secretary of the Senate

12345

12345

12345



REGISTERED

SUMMONS TO PARTIES

اعلان اخصام هودعه לצדרים

Plaintiff

Settlement Area	Tul Karm	منطقة التسوية	Block No.	7900	تורה القطعة
Village	Attel	أזור הסזור	Parcel No.	45	مس' הגוש
		القرية			تורה القسيمة
		הכפר			مس' החלקה

BEFORE THE SETTLEMENT OFFICER.

لدى مأمور التسوية
בפני הפקיד המסדר

To Attorney General's representative for Land Settlement الى
 No. of action 39/Attel تורה القضية
 Names of Parties *Mohammed Shafiq Abdul Fattah al Malak* مس' המשפט
+ Fatma + Halima al Malak اسماء الاصل
שמות הצדרים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاه ستعظر في
لهي يدوع لك شهמשفס הנזכר לעיל יבורר ביום

Monday the 13-9-37 at 9-a.m.

at the House of the Mukhtar of Attel فيand that you are required to appear on that day. ב

Date 26-8-37 التاريخ
התאריך

(Sgd.)



On في
ביום

I

אני

repaired to the residence of the above named
and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
سرتي لبיתو של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
השמש

Witnesses

الشهود
העדים

Recipient

المعلن عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



REGISTERED

Plaintiff

SUMMONS TO PARTIES

אילן אכסאם הודעה לצדדים

Settlement Area

Tulkarm

מחלקת השטח
אזור הסדר

Block No.

7910/7895/7906/7900/7902

Village

Attil

הקריה
הכפר

Parcel No.

2/9/21/35/9
22/38/9חלקת השטח
מס' הגוש
חלקת השטח
מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדא מأمور التسوية

בפני הפקיד המסדר

To

Attorney General's Representative for Land Settlement

אל
ב

No. of action

36/Attil

חלקת השטח

Names of Parties

(Defendant) Muhammad Amin Mursleh Salah

מס' המשפט
אילן אכסאם
שמות הצדדים

Take notice that the above action will be heard on

אילן אכסאם מיום אילן אכסאם
לדא ידוע לך שהמשפט הנזכר לעיל יבורר ביוםTuesday the 9-9-37 at 9 a.m.
at the house of the mukhtar of Attil

and that you are required to appear on that day.

Date

26-8-37

התאריך
התאריך

(Sgd.)



Clerk to the Settlement Officer

קאב מأمور التسوية
סופר לפקיד המסדר

On

ביום

I

אני

repaired to the residence of the above named
and handed a copy of this notice toקאב מأمور التسوية
סופר לפקיד המסדר

Process Server

المباشر
השמש

Witnesses

الشهود
העדים

Recipient

المعلن عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

תביעה: אי תגביר יגבירי פי هذا النموذج يجب ان يكون موقعاً عليه بأعضاء الأمور الذي يجره.
חשוב — כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבתי של הפקיד המוציא הודעה זו.



REGISTERED

Plain text

SUMMONS TO PARTIES

אعلان אخصام הודעה לצדדים

Settlement Area

Tul Karm

منطقة التسوية
أזור הסדור

Block No.

7900 / 7900

نمرة القطعة
مس' הגוש

Village

Attil

القرية
הכפר

Parcel No.

36 / 35 + 38

نمرة القسيمة
مس' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי مأمور التسوية

בפני הפקיד המסדר

To

Attorney General's Representative for Land Settlement

إلى
ب

No. of action

53 + 86 / Attil

نمرة القضية
مس' המשפט

Names of Parties

(Ref) Minor Barakatal Ammus + others +
Muhammad Amin Musht Salalاسماء الاخصام
שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية المينة اعلاه ستعقد في
لهوي يدوع لك שהמשפט הנזכר לעיל יבורר ביוםThursday the 9-9-37 at 9 a.m.
at the House of the Mukhtar of Attilفي
ب

and that you are required to appear on that day.

Date

26-8-37

التاريخ
התאריך

(Sgd.)

(א.צ.א.)
(החתמה)

On

في
ביום

I

אני

repaired to the residence of the above named
and handed a copy of this notice toقد ذهبت الى محل سكني المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
سرتي لبيتو של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
השמש

Witnesses

الشهود
העדים

Recipient

المعان عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه باصاء المأمور الذي يجريه.
חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.

Telephone No. 33

In reply please quote

No. Cases 35, 87, 88, 89 & 90/'Attil.

LAND SETTLEMENT OFFICER,
TULKARM SETTLEMENT AREA.
P. O. Box 12, TULKARM.

26th August, 1937.

REGISTERED

Settlement Officer, Tulkarm Settlement Area, presents his compliments to Attorney General's Representative for Land Settlement, Jerusalem, and has the honour to enclose the undermentioned documents for favour of service and return of duplicate copy duly signed:-

GPP. 931-3000-20-5-36

No.	Date	Description
Five	26.8.37	Summons to Parties.

GOVERNMENT ADVOCATE
Jerusalem
Date 30.8.37
Ref. No. 2.9.37/1/3

RECEIVED
JUL 29 1937
TULKARM SETTLEMENT AREA
[Signature]





Plaintiff

SUMMONS TO PARTIES

REGISTERED

اعلان اخصام هودעה לצדדים

Settlement Area Tul Karim منطقة التسوية Block No. 7906/7894 نمرة القطعة
Village Attal اזור הסדור Parcel No. 8 / 13 & 15 מס' הגוש
القرية الحלקة
כפר מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לدى مأمور التسوية
בפני הפקיד המסדר

To Attorney General's Representative for Land Settlement الى
No. of action 35/Attal نمرة القضية
Names of Parties Mim + Fayiz Hasan al Muri מס' המשפט
اسماء الاخصام
שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاء ستعقد في
لهوي يدوع لك شهמשفم הנזכר לעיל יבורר ביום

Tuesday the 7-9-37 at 9 a.m.
at the House of the Mukhtar of Attal

and that you are required to appear on that day.

Date 26-8-37 التاريخ (Sgd.)
התאריך

ويقتضي حضورك في ذلك اليوم
שהנך נדרש להופיע באותו יום
(א.מ.צ.)
(החתימה) א.פ.י.
פקיד מסדר ענין קרקעות
Clerk to the Settlement Officer
קאב מأمور التسوية סופר לפקיד המסדר

On I أنا
ביום אני

repaired to the residence of the above named
and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاء وسلمت نسخة من هذا الاعلان الى
סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server
المباشر
השמש

Witnesses
الشهود
העדים

Recipient
المعلن عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: أي تغيير يجري في هذا النموذج يجب ان يكون موقعاً عليه بأعضاء المأمور الذي يجريه.
חשוב — כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבניתו של הפקיד המוציא הודעה זו.

REGISTERED



Plaintiff

SUMMONS TO PARTIES

اعلان اخصام
 הודעה לצדדים

Settlement Area	Tul Karm	منطقة التسوية	Block No.	7904	نمرة القطعة
Village	Attel	أזור הסدور	Parcel No.	7	مس' הגוש
		القرية			نمرة القسيمة
		הכפר			مس' החלקה

BEFORE THE SETTLEMENT OFFICER.

לدى مأمور التسوية
 בפני הפקיד המסדר

To	Attorney General's Representative for Land Settlement	الى
No. of action	87/Attel	نمرة القضية
Names of Parties	Shawbat + Muhammad Abdul Latif Yasin Hamidi	مس' המשפט اسماء الاخصام שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاء ستعظر في
 להוי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Tuesday the 7-9-37 at 9 a.m.
 at the House of the Mukhtar of Attel

and that you are required to appear on that day.

Date 26-8-37 التاريخ
 התאריך (Sgd.)

LAND SETTLEMENT OFFICE
 TULKARM SETTLEMENT OFFICE
 ويقضي حضورك في ذلك اليوم
 שהנך נדרש להופיע באותו יום
 (امضاء) مأمور تسوية
 פקיד מסדר שני קרקעות
 (החתימה) كاتب مسود التسوية
 Clerk to the Settlement Officer
 סופר למסדר המסדר

On _____ I _____
 ביום _____ אני _____

repaired to the residence of the above named
 and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاء وسلمت نسخة من هذا الاعلان الى
 סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server
 المباشر
 השמש

Witnesses
 الشهود
 העדים

Recipient
 المعلن عليه
 המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



Plaintiff

SUMMONS TO PARTIES

אعلان אخصام הודעה לצדדים

Settlement Area Tulkarm منطقة التسوية Block No. 7904 תערה القطعة
 Village Attel אזור הסדור Parcel No. 9 מס' הגוש
 القرية الحלקة מס' החלקה
 הכפר

BEFORE THE SETTLEMENT OFFICER.

לدى مأمور التسوية
 בפני הפקיד המסדר

To Attorney General's Representative for Land Settlement الى
 No. of action 88/Attel תערה القضية
 Names of Parties Muhammad & Rashid Faris Hamidi מס' המשפט
 שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاء ستعقد في
 להוי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Tuesday the 7-9-37 at 9 am
at the House of the Mukhtar of Attel

and that you are required to appear on that day.

Date 26-8-37 التاريخ (Sgd.)
 התאריך



On I אני
 ביום

repaired to the residence of the above named
 and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاء وسلمت نسخة من هذا الاعلان الى
 סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server
 المباشر
 השמש

Witnesses
 الشهود
 העדים

Recipient
 المعلن عليه
 המקבל

IMPORTANT: Any alteration in this form, must be initialled by the issuing officer.

תביע מזה: אי תגבר יגרי في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבואתי של הפקיד המוציא הודעה זו.

1890

RECEIVED

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REGISTERED



Plaintiff

SUMMONS TO PARTIES

اعلان اخصام هودعه לצדדים

Settlement Area	Tulkarm	منطقة التوسية	Block No.	7904	تحره القطعة
Village	Attil	أזור הסدور	Parcel No.	10	مس' הגוש
		القرية			تحره القسيمة
		הכפר			مس' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור التسوية

בפני הפקיד המסדר

To	Attorney General's Representative for Land Settlement	الى
No. of action	89/Attil	تحره القضية
Names of Parties	Kamaladin Umayyad and others (defendants)	مس' המשפט
		اسماء الاخصام
		שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية المسببة اعلاء ستعظر في
لهوي يدوع لك شهמשפט הנזכר לעיל יבורר ביום

Tuesday the 7-9-37 at 9 am
at the House of the Mukhtar of Attil

and that you are required to appear on that day.

Date	26-8-37	التاريخ	(Sgd.)	امور تسوية	في ذلك اليوم
		התאריך		פקיד	שהנך נדרש להופיע באותו יום
				קיסעות	(אמצא)
					(החתימה)



On	في	I	انا
	بיום		אני

repaired to the residence of the above named
and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاء وسلمت نسخة من هذا الاعلان الى
سرتني لبيتو של הגל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
الشمس

Witnesses

الشهود
العددين

Recipient

المعلن عليه
المكبل

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه باعضاء الامور الذي يجريه.
حשוב - كل شوي הנעשה על תסופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.

REGISTERED



Plain

SUMMONS TO PARTIES

אعلان אخصام הודעה לצדדים

Settlement Area

Tul Karm
Attelمنطقة التسوية
أזור הסדור

Block No.

7904

نمرة القطعة

مس' הגוש

Village

القرية
הכפר

Parcel No.

11

نمرة القسيمة

مس' החלקה

BEFORE THE SETTLEMENT OFFICER.

לدى مأمور التسوية

בפני הפקיד המסדר

To

Attorney General's Representative for Land Settlement

No. of action

90/Attel

نمرة القضية

مس' המשפט

Names of Parties

Amir, Cihad, Mustafa, Amrus + other
(defendants)

اسماء الاخصام

שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاه ستعقد في
لهو يدوع لك شهמשفم المنور لعيل يبورر بיוםTuesday the 7-9-37 at
at the house of Mublihar of Attel

9. a.m.

and that you are required to appear on that day.

Date

26.8.37

التاريخ
התאריך

(Sgd.)

ويقتضي حضورك في ذلك اليوم
شهنجر ندرش لوفوفع باوتو يوم
(امضاء)
(الحתיمة)
مفكر مسدر عني قركعت
مفكر مسدر
Clerk to the Settlement Officer
كاتب مأمور التسوية مسدر لفكر المسدر

On

في
بיום

I

أنا
אניrepaired to the residence of the above named
and handed a copy of this notice toقد ذهبت الى محل سكني المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
سرتي لبיתو של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
השמש

Witnesses

الشهود
העדים

Recipient

المعان عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.

Telephone No. 33

LAND SETTLEMENT OFFICER,
TULKARM SETTLEMENT AREA.

P. O. Box 12, TULKARM.

In reply please quote

No. Cases 67, 37, 68, 33, 50, 85, 84, 82/'Attil.

26th August, 1937.

REGISTERED

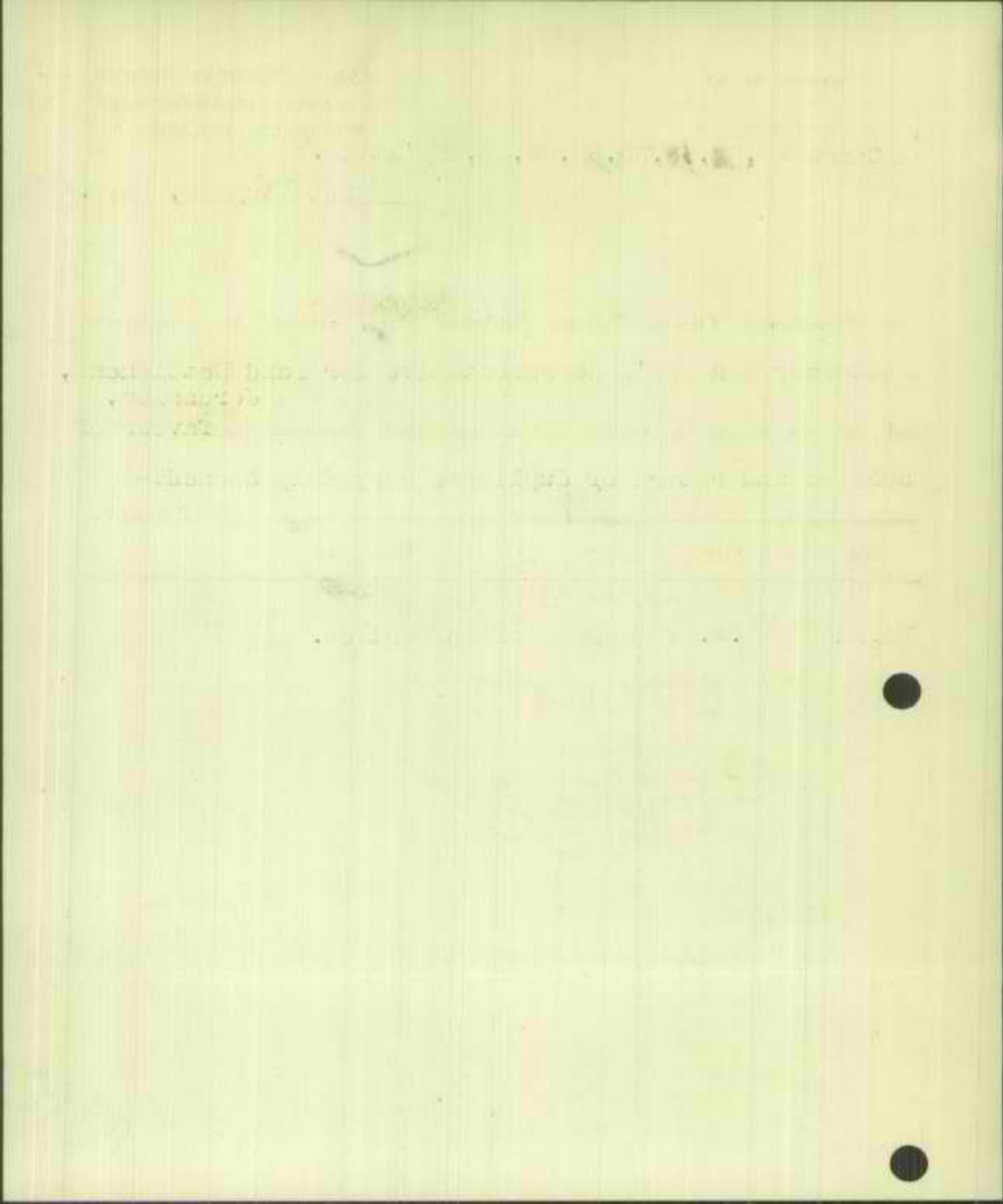
Settlement Officer, Tulkarm Settlement Area, presents his compliments to Attorney General's Representative for Land Settlement, Jerusalem, and has the honour to enclose the undermentioned documents for favour of service and return of duplicate copy duly signed:-

GPP. 931-3000-20-5-36

No.	Date	Description
Eight	26.8.37	Summons to Parties.

GOVERNMENT ADVOCATE
Jerusalem
Date 26.8.37
Ref. No. 2.8.37/13

LAND SETTLEMENT OFFICER
TULKARM SETTLEMENT AREA
[Signature]





Third Party

SUMMONS TO PARTIES

اعلان اخصام هودعه לצדדים

Settlement Area *Tul Karm*

منطقة التسوية
 اזור הסדור

Block No. - *7902*

نمرة القطعة
 מס' הגוש

Village *Attil*

القرية
 הכפר

Parcel No. *29*

نمرة القسيمة
 מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לدى مأمور التسوية
 בפני הפקיד המסדר

To *Attorney General's Representative for Land Settlement* الى

No. of action *67/Attil*

نمرة القضية
 מס' המשפט

Names of Parties

(Plaintiff) *Muhammad Cemim Muslih Salah*
 (Defendant) *Kamelas Din Umar Said Arafat*

اسماء الاخصام
 שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاه ستعقد في
 لهوي يدوع لך שהמשפט הנזכר לעיל יבורר ביום

Saturday the 4-9-37 at 9 a.m.
at the house of the mulik of Attil

and that you are required to appear on that day.

Date *26-8-37*

التاريخ
 התאריך

(Sgd.)

LAND SETTLEMENT OFFICER
 TULKARM SETTLEMENT
 ويقتضي حضورك في ذلك اليوم
 שהנך נדרש להופיע באותו יום
 (א.צ.א.)
 (החתימה)
 פקיד מסדר עניני קרקעות
 מזור הכפר
 Clerk to the Settlement Officer
 كاتب مأمور التسوية
 סופר לפקיד המסדר

On

في
 ביום

I

אני
 אני

repaired to the residence of the above named
 and handed a copy of this notice to

תרדפתי الى محل سكني المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
 סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
 השמש

Witnesses

الشهود
 העדים

Recipient

المعلن عليه
 המקבל

IMPORTANT: Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه باعضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



Plaintiff

SUMMONS TO PARTIES

اعلان اخصام هودعه לצדרים

Settlement Area *Tulkarm* منطقة التسوية Block No. *7914* / *7917* / *7902* تهره القطة
Village *Attil* اهور הסדור Parcel No. *5,16,17* / *4750,55* / *29* מס' הגוש
القرية الحלקה מס' القسيمة

BEFORE THE SETTLEMENT OFFICER.

لدى مأمور التسوية

בפני הפקיד המסדר

To *Attorney General's Representative for Land Settlement* الى
No. of action *37 + 68 / Attil* تهره القضية
Names of Parties *Muhammad Hasan Hamad + Kamal ad Din Umar Said Ararat (depts) Muhammad Amin Salah (3rd party)* أسماء الاخصام
שמות הצדרים

Take notice that the above action will be heard on

اعلم ان القضية المسية اعلاه ستعقد في
لهوي يذوع لك שהמשפט הנזכר לעיל יבורר ביום

Saturday the 4-9-37 at 9 a.m.

at *the House of the Mukhtar of Attil* في

and that you are required to appear on that day.

Date *26-8-37* التاريخ
התאריך

(Sgd.)

LAND SETTLEMENT
TULKARM SETTLEMENT AREA
Asif
مأمور تسوية الأراضي
פקיד מסדר עניני קרקעות
Clerk to the Settlement Officer
כתב מאמור التسوية
סופר לפקיד המסדר

On *في*
ביום

I

انا
אני

repaired to the residence of the above named
and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
مרתني لبיתها של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server
المباشر
השמש

Witnesses
الشهود
העדים

Recipient
المعان عليه
המקבל

IMPORTANT: Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بالماء المأمور الذي يجريه.
חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



PALESTINE

SUMMONS TO PARTIES
 اعلان اخصام הודעה לצדדים

Plaintiff

Settlement Area	Tulkarm	منطقة التوبة	Block No.	7890	نمرة القطعة
Village	'Attil	أזור הסدور	Parcel No.	9	مس' הגוש
		القرية			نمرة القسيمة
		הכפר			مس' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור التسوية
 בפני הפקיד המסדר

To Attorney General's Representative for Land Settlement
 No. of action 33/'Attil
 Names of Parties Salih Yasin Handam & Partners

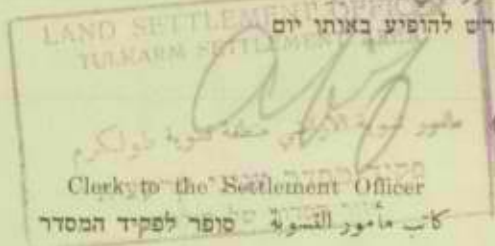
نمرة القضية
 مس' המשפט
 اسماء الاخصام
 שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاه ستعقد في
 لهوي يدوع لك שהמשפט הנזכר לעיל יבורר ביום

Wednesday 8th Sept., 1937, at 9 am.
 at House of Mukhtar of 'Attil Village
 at that you are required to appear on that day.

Date 26.8.37 التاريخ (Sgd.)
 התאריך



On I אני
 ביום

repaired to the residence of the above named
 and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
 סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
 השמש

Witnesses

الشهود
 העדים

Recipient

المعان عليه
 המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

תביע مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי חבותיו של הפקיד המוציא הודעה זו.



REGISTERED

SUMMONS TO PARTIES

אילאן אכסאם הודעה לצדדים

Settlement Area	<i>Tulkarm</i>	מעלקה התווה	Block No.	<i>7894</i>	תורה הקטעה
Village	<i>Attil</i>	אזור הסדור	Parcel No.	<i>25426</i>	מס' הגוש
		הקרה			תורה הקטעה
		הכפר			מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור התווה
 בפני הפקיד המסדר

To *Attorney General's Representative for Land Settlement*No. of action *50/Atil*

Names of Parties *Muhd. Amin Mushih Salah & other (Defendants)*
Kāmila Mahd. al Mak-hul & others (3rd Parties)

Take notice that the above action will be heard on

אע"פ אן הקטעה המינה אעלא מקטרי
 להוי ידוע לך שהמסמך הנזכר לעיל יבורר ביום

*Wednesday 8th Sept., 1937, at 9 am*at *House of Mukhtar of Attil.*

that you are required to appear on that day.

Date *26. 8. 37*
 התאריך

(Sgd.)

LAND SETTLEMENT OFFICE
 TULKARM SETTLEMENTS
A. J. J.
 פקיד מסדר עניני קרקעות
 Clerk to the Settlement Officer

לדי מאמור התווה
 מספר לפקיד המסדר

On *26. 8. 37*
 ביום

I

אני
 אני

repaired to the residence of the above named
 and handed a copy of this notice to

קד זהבתי אל מכל סכי המדכור אעלא וסלתי נטקה מן זהא האילאן אל
 סרתי לביתו של הנזיל ומסרתי העתקה מהודעה זו ל

Process Server

המאשר
 השמש

Witnesses

השופר
 העדים

Recipient

המאשר
 המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

נתיב מים: אי תגבר ימרי פי זהא התוזה יכב אן יכונ מועמא אעלא המאמור המי יכרי.
 חשוב - כל שנוי הנעשה על הסופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא תודעה זו.



Plaintiff

SUMMONS TO PARTIES

אعلان אخصام הודעה לצדדים

Settlement Area *Tulkarm*

מחלקה התשובה
אזור הסדור

Block No. *7903*

תמרה הפעלה
מס' הגוש

Village *Attel*

הקרית
הכפר

Parcel No. *12*

תמרה התשיבה
מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור התשובה

בפני הפקיד המסדר

To *Attorney General's Representative for Land Settlement*

אלי
ב

No. of action *85/Attel*

תמרה הפעלה
מס' המשפט

Names of Parties *Kamal ad Din Omer Said Arafat*

אסמא האخصام
שמות הצדדים

Take notice that the above action will be heard on

אעלם אן הפעלה התשיבה אעלאם סעקטור פ
להוי ידוע לך שהמשפט הנוצר לעיל יבורר ביום

Wednesday the 8-9-37 at 9 a.m.
at the house of the Mukhtar of Attel

פי
ב

that you are required to appear on that day.

ועתפי חצורכ פי זלק היום

Date *26-8-37*

התאריך
התאריך

(Sgd.)



On

פי
ביום

I

אלי
אני

repaired to the residence of the above named and handed a copy of this notice to

תד זהבת אלי מחל סכני המזכור אעלאם וסעלט תסכה מן זהא האעלאם אלי
סרתי לביתו של הנזיל ומסרתי העתקה מהודעה זו ל

Process Server

המאשר
השמש

Witnesses

השוחד
העדים

Recipient

המאשר
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

תבינה מה: אי תעביר תמרי פי זהא התמוזג תמרה אן יכונ מועא עליה יאמאז המאמור הדי ימריה.
חשוב — כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



REGISTERED

Plaintiff

SUMMONS TO PARTIES

اعلان اخصام هودعه לצדרים

Settlement Area

Tul Karim

منطقة التسوية
أזור הסדור

Block No.

7910

نمرة القطعة

مس' הגוש

Village

Attil

القرية
הכפר

Parcel No.

21

نمرة القسيمة

مس' החלקה

BEFORE THE SETTLEMENT OFFICER.

لدى مأمور التسوية

בפני הפקיד המסדר

To

Attorney General's representative for Land Settlement

الى

No. of action

84/Attil

نمرة القضية

Names of Parties

(defendants) Halima Abdallah Abd'al Melak
+ others

مس' המשפט

اسماء الاعضاء

שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاء ستعظر في
لهي يدوع لك شهמשפט הנזכר לעיל יבורר ביום

Wednesday the 8-9-37 at 9 a.m.

at the house of the Mukhtar of Attil

and that you are required to appear on that day.

Date

26-8-37

التاريخ
התאריך

(Sgd.)



Clerk to the Settlement Officer

كاتب مأمور التسوية : סופר לפקיד המסדר

On

في
ביום

I

אני

repaired to the residence of the above named
and handed a copy of this notice toقد ذهبت الى محل سكني المذكور اعلاء وسلمت نسخة من هذا الاعلان الى
سرتي لبيتو של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
השמש

Witnesses

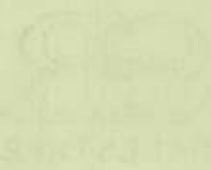
الشهود
העדים

Recipient

المعان عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعاً عليه بامضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על הטופס הזה צריך להתחם בראשי תבותיו של הפקיד המוציא הודעה זו.



SUMMONS TO PARTIES

ORDERED BY THE COURT

IN RE

THE ESTATE OF

WILLIAM

DECEASED

vs

THE ESTATE OF

WILLIAM

WILLIAM

WILLIAM

WILLIAM

WILLIAM

WILLIAM

WILLIAM

WILLIAM

WILLIAM



PALESTINE

REGISTERED

Third Party

SUMMONS TO PARTIES

اعلان اخصام
 הודעה לצדדים

Settlement Area Tul Karn

منطقة التسوية
 اזור הסדר

Block No. 7894

نمرة القطعة

Village Attel

القرية
 הכפר

Parcel No. 250 26

نمرة القسيمة
 מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לدى مأمور التسوية
 בפני הפקיד המסדר

To Attorney General's Representative for Land Settlement

الى
 ب

No. of action 82/Attel

نمرة القضية
 מס' המשפט

Names of Parties

(Plaintiffs) Kamila Mahmud al Mak-Hul & others
 (Defendants) Salah ad Din Muhammad Amin Salah

اسماء الاخصام
 שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاء ستعقد في
 להוי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Wednesday the 8-9-37 at 9 a.m.
 at the House of the Muhtabar of Attel

في
 ب

that you are required to appear on that day.

ويقتضى حضورك في ذلك اليوم
 שהנך נדרש להופיע באותו יום

Date 26-8-37

التاريخ
 התאריך

(Sgd.)



Clerk to the Settlement Officer

كاتب مأمور التسوية
 סופר לפקיד המסדר

On

في
 ביום

I

انا
 אני

repaired to the residence of the above named
 and handed a copy of this notice to

قد ذهبت الى محل سكني المذكور اعلاء وسلمت نسخة من هذا الاعلان الى
 סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

A. Salameh

Process Server

المباشر
 השמש

Witnesses

الشهود
 העדים

Recipient

المعلن عليه
 המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعاً عليه بامضاء المأمور الذي يجريه.
 חשוב - כל שנוי הנעשה על חשופם הזה צריך להחתם בראשי תביותיו של הפקיד המוציא הודעה זו.

GOVERNMENT OF PALESTINE.

Telephone No. 1167.

In reply please quote:

No. Case No. 74/'Att11.

LAND SETTLEMENT OFFICER,

~~JAFFA & RAMLE SETTLEMENT AREAS.~~

P. O. Box 486 JAFFA *Julkam*

17th August 1937.

Attorney General,
Jerusalem.

Subject :- Case No. 74/'Att11.

Herewith copy of my decision in the
above mentioned case.

GOVERNMENT ADVOCATE

Jerusalem

Date 23.8.37

Ref. No. GA 39/1/3

[Signature]
SETTLEMENT OFFICER.

Copy to :-

Commissioner for Lands & Surveys.

Ahmed eff
Please put
away Tanke
27.8.37

1. The first part of the report

describes the general situation

and the results of the survey

in the following order:

A. The first part of the report

describes the general situation

and the results of the survey

in the following order:

1. The first part of the report

describes the general situation

and the results of the survey

in the following order:

Before the Settlement Officer,
Tulkarm Settlement Area.

Plaintiff :- Pioneer Estate Corporation, Ltd.

Defendant :- (Heirs of) 'Abd al Latif Musa Muhammad
Abu Hantash.

Third Parties :- 1) Government of Palestine.
2) Kamila Muhammad az Zibn.
3) Fatima 'Amir Khalil.

Parcels in dispute :- 7903/14 & 7898/2

DECISION :-

Third Party (2) and (3) were admitted to the case during the hearing, but later withdrew their claims. The representative of the plaintiff Company then renounced any right they might have in favour of the heirs of the defendant, and the representative of the latter has admitted the claim of Government to the mortgage on parcel No. 7898/2.

2. I therefore decide that the parcels in dispute shall be registered in the names of the heirs of 'Abd al Latif Abu Hantash (defendant) as shown in the certificate of succession filed in the Settlement files. Parcel No. 7898/2 will be charged with the Ottoman Agricultural Bank Mortgage claimed by Government and an entry will be made in the registers accordingly.

3. No order as to costs. By agreement the hearing fees are to be paid by the plaintiff Company and the heirs of the defendant. I therefore order that each party shall pay the sum of 500 mils.

/ 4. Decision.....



After the settlement of the
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4. Decision notified to Dr. Joseph for plaintiff, Advocate of the heirs of defendant, to third party (2) and to the representative of third party (3) at Tulkarm on 12.8.37. Copy to be sent to the Attorney General.



Shereef
SETTLEMENT OFFICER,
TULKARM SETTLEMENT AREA.

Note :- Case No.83/'Attil, in which Government are cited as plaintiff in respect of the mortgage, will not now be heard, the mortgage having been admitted and all other issues settled in this case.

Shereef
Settlement Officer.

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GOVERNMENT OF PALESTINE.

Telephone No. 1157

LAND SETTLEMENT OFFICER,

In reply please quote:

JAFFA & RAMLE SETTLEMENT AREAS

No. **Case 74/Att11**

P. O. Box 486, JAFFA.

REGISTERED

4th August 1937

Subject:- **Service of Summonses.**

Reference **Attached.**

The Settlement Officer, Jaffa & Ramle Settlement Areas, presents his compliments to **Attorney General.**

and has the honour to enclose the undermentioned documents for

Signature of one copy & return.

GPP. 1185-2500-5-7-36

No.	Date	Description
1	3-8-37	Summons in duplicate.

GOVERNMENT ADVOCATE

Jerusalem

Date: 7.8.37.

Ref. No. GR. 39/1/3.

GOVERNMENT OF PALESTINE
ATTORNEY GENERAL
GOVERNMENT OFFICES
5 - AUG. 1937

JERUSALEM

E.M.

GA

P. A. 12/8/37



SUMMONS TO PARTIES

אילאן אכסאם הודעה לצדדים

Settlement Area	Tulkarm	מחלקה התסויה	Block No.	7755 7898	גמרה הקעלה
Village	'atit (Det.)	אזור הסדור	Parcel No.	274 2	מס' הגוש
		הקרע			גמרה הקעילה
		הכפר			מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור התסויה
בפני הפקיד המסדר

To	Attorney General's Representative for Land Settlement	אלי
No. of action	74/Atit	גמרה הקעילה
Names of Parties	Pioneer Estate Corp. vs Abd al Latif Abu Hamud	מס' המשפט
		אסמא האכסאם
		שמות הצדדים

Take notice that the above action will be heard on

אע"פ אן הקעילה המינה אעלא סקטור פי
להוי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Wednesday 11th August 1937
at 9 a.m. at Tulkarm Settlement Office

that you are required to appear on that day.

Date 3/8/37 التاريخ התאריך

(Sgd.) (א.א.) (החתמה)

Clerk to the Settlement Officer
סופר לפקיד המסדר

On I אני

repaired to the residence of the above named
and handed a copy of this notice to

קד דעבית אלי מכל סכני המזכור אעלא וסלט נסכה מן זהא האילאן אלי
סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
השמש

Witnesses

الشهود
העדים

Recipient

المعلن عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

תביע מיה: אי תגביר יגברי פי זהא המודג' יגב' אן יכול מועא עליה באמצא המאמור הקדי יגברי.
חשוב - כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



SUMMONS TO PARTIES

אعلان אخصام הודעה לצדדים

Settlement Area	Tulkarm	منطقة التوسية	Block No.	7700 7898	نمرة القطعة
	'Ammal (Det.)	أזור הסדור			מס' הגוש
Village		القرية	Parcel No.	214 2	نمرة القسيمة
		הכפר			מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לدى مأمور التوسية
בפני הפקיד המסדר

To	Attorney General's Representative for Land Settlement	الى
No. of action	74 / Altal	نمرة القضية
Names of Parties	Pioneer Estate Corp. vs. Abd al Latif Abu Handan	مس' המשפט
		اسماء الاخصام
		שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلام منظر في
להי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Wednesday 11th August 1937
at 9 a.m. at Tulkarm Settlement Office
that you are required to appear on that day.

Date 3/8/37 التاريخ התאריך
(Seal) [Signature]
Clerk to the Settlement Officer
סופר לפקיד המסדר

On I אני
ביום

repaired to the residence of the above named
and handed a copy of this notice to
תד זהבתי الى محل سكني المذكور اعلام وملت نسخة من هذا الاعلان الى
סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
השמש

Witnesses

الشهود
העדים

Recipient

المعلن عليه
המקבל

IMPORTANT. Any alteration in this form, must be initialled by the issuing officer.

تنبيه مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
חשוב — כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תביותיו של הפקיד המוציא הודעה זו.

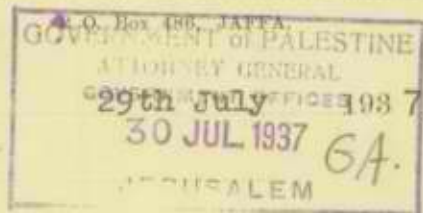
GOVERNMENT OF PALESTINE.

Telephone No. 1157

In reply please quote:

No. 74 & 83/'Attll

LAND SETTLEMENT OFFICER,
JAFJA & RAMLE SETTLEMENT AREAS



Subject:- **summonses.**

Reference

(Mr.C.Pusey) Tulkarm

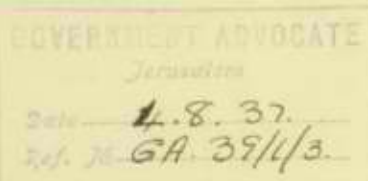
The Settlement Officer, ~~Jerusalem~~ Settlement Areas, presents

his compliments to **Attorney General, Jerusalem,**

and has the honour to enclose the undermentioned documents for
signature and return.

GPT, 1185-2500-5-7-36

No.	Date	Description
2	29.7.37	Two summonses in duplicate.
تأیید شد ۲۷/۸/۳۷ عبدی افند نعمت به سلوک بازرسی شد ۱۶/۸/۳۷ این افند نعمت به سلوک بازرسی شد ۱۶/۸/۳۷		



Case 22/100

100/100

Attorney General's Department
100/100

Government of Ontario
100/100

Wednesday 10/10/10
100/100

2

100/100



SUMMONS TO PARTIES

اعلان اخصام هودעה לצדדים

Settlement Area	Tulkarm	منطقة التسوية	Block No.	case 83/attil	نمرة القطعة
Village	'Attil	أזור הסדר	Parcel No.		مس' הגוש
		القرية			نمرة القسيمة
		הכפר			مس' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאמור التسوية

בפני הפקיד המסדר

To	Attorney General's Representative for Land Settlement Jerusalem	الى
No. of action	83/attil	نمرة القضية
Name of Parties	Government of Palestine v. Abdel Latif Abu Hantash	مس' המשפט اسماء الاخصام שמות הצדדים

Take notice that the above action will be heard on

اعلم ان القضية الميئة اعلاه ستعقد في

להוי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Land Settlement Office - Tulkarm
at Wednesday 4/8/37 at 9 a. m.

and that you are required to appear on that day

Date 29.7.37 التاريخ
התאריך

(Sgd.)

(امضاء)
(תחתית)

Clerk to the Settlement Officer
סופר לפקיד המסדר

On _____ ביום

I

אני

repaired to the residence of the above named
and handed a copy of this notice to

עד דעבט الى محل سكני المذكور اعلاه وسلمت نسخة من هذا الاعلان الى
סרתי לביתו של הנ"ל ומסרתי העתקה מהודעה זו ל

Process Server

المباشر
חשמש

Witnesses

الشهود
עדים

Recipient

المعلن اليه
המקבל

IMPORTANT. Any alteration in this form must be initialled by the issuing officer.

תניע مهم: اي تغيير يجري في هذا النموذج يجب ان يكون موقعا عليه بامضاء المأمور الذي يجريه.
חשוב — כל שנוי הנעשה על הטופס הזה צריך להחתם בראשי תבנית של הפקיד המוציא הודעה זו.



Third Party

SUMMONS TO PARTIES

اعلان اخصام هودעה לצדדים

Settlement Area Tulkarm

מחלקה השווה
אזור הסדר

Block No. case 74/attil

תורה הקטנה
מס' הגוש

Village 'attil

הקרה
הכפר

Parcel No.

תורה הקטנה
מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאור השווה

בפני הפקיד המסדר

To Attorney General's Representative for Land Settlement אל
Jerusalem ב

No. of action 74/attil

תורה הקטנה

Name of Parties Promer Estate Coy. Ltd. Vs. Hairs of Abdal
Latif Abu Mantash

מס' המשפט
אסמא האחסא
שמות הצדדים

Take notice that the above action will be heard on

אעל אן הקטנה המונה אעלא סענר פי

להוי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Land Settlement Office Tulkarm

at wednesday 4/8/37 at 9 a. m.

and that you are required to appear on that day

ובתפני חצורכ פי זלזל היום
ושחנך נדרש להופיע באזור זלזל

Date 29.7.37 התאריך



(אמא)
(החתמה)

Clerk to the Settlement Officer

סופר לפקיד המסדר

On 4/8/37 ביום

I Latif Abu Mantash אני

repaired to the residence of the above named
and handed a copy of this notice to

נד זעית אל מחל סכני המזכור אעלא וסלט נסחא מן הזלזל האעלא אל
סרתי לביתו של הנזל ומסרתי העתקה מהודעה זו ל

Process Server

המאשר
השמש

Witnesses

העידו
העדים

Recipient

המקבל
המאן אליו

IMPORTANT. Any alteration in this form must be initialled by the issuing officer.

תנייה מהם: אי תפיר יכרי פי הזלזל המודע יכב אן יכונ מועמא עליה באמא המאור הזלזל יכרי.

חשוב - כל שנוי הנעשה על המופס הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.



Travel Party

Case 34444

Tolson
'Celle

Attorney General's Department
Washington

Dear Sir: Please find enclosed for the Bureau a copy of the report of the

Special Agent in Charge, New York, dated July 1, 1934.

Very respectfully,
W. J. C. [Signature]

W. J. C.



Third Party

SUMMONS TO PARTIES

אילן אכסאם הודעה לצדדים

Settlement Area Tulkarm

מחלקה הצובה
אזור הסדור

Block No.

case 74/attil

תורה הצובה
מס' הגוש

Village

'attil

הקרה
הכפר

Parcel No.

תורה הצובה
מס' החלקה

BEFORE THE SETTLEMENT OFFICER.

לדי מאור הצובה

בפני הפקיד המסדר

To Attorney General's Representative for Land Settlement Jerusalem 74/attil

No. of action

תורה הצובה

Name of Parties

Pioneer Estate Corp. Ltd. Vs. H. Arafat al
Latif Abu Mantash

מס' המשפט
אמאם האכסאם
שמות הצדדים

Take notice that the above action will be heard on

אילן אכסאם המינה אילן סקטור

להוי ידוע לך שהמשפט הנזכר לעיל יבורר ביום

Land Settlement Office Tulkarm

at Wednesday 4/8/37 at 9 a. m.

and that you are required to appear on that day

ויקטפי חצורו לך אילן אכסאם
ושהנך נדרש להופיע באותו יום

Date

29.7.37

התאריך
התאריך

(Sgd.)



(אמאם)
(החתימה)

Clerk to the Settlement Officer

סופר לפקיד המסדר

On

ביום

I

אני

repaired to the residence of the above named
and handed a copy of this notice to

עד דעמית אל מל סקטור המדכור אילן אכסאם
סרתי לביתו של הנזכר ומסרתי העתקה מהודעה זו ל

Process Server

המאשר
השמש

Witnesses

העדים
העדים

Recipient

המקבל
המקבל

IMPORTANT. Any alteration in this form must be initialled by the issuing officer.

תנייה ממה: אי תפיר תגרי לך אילן אכסאם תגרי אילן אכסאם תגרי אילן אכסאם.

חשוב - כל שנוי הנעשה על השופט הזה צריך להחתם בראשי תבותיו של הפקיד המוציא הודעה זו.